

LEGAL AND DEMOCRATIC SERVICES

COUNCIL DECISION SHEET

COUNCIL - WEDNESDAY, 14 JUNE 2023

Please let the Committee Officer know as soon as possible if you do not agree with any action proposed in this decision sheet. These are decisions of the Committee and there is an expectation that action will be taken. If for any reason it is apparent that you will not be able to act on these instructions in full or in part or that there will be a delay, please let the Committee Officer know as it may be necessary to advise the Committee or seek further instructions from the Committee.

	Item Title	Council Decision	Services Required to take action	Officer to Action
1.1	<u>Admission of Burgesses</u>	<u>The Council resolved:</u> N/A		
2.1	<u>Notification of urgent business</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to note that the Lord Provost had accepted an urgent notice of motion by Councillor Yuill onto the agenda as a matter of urgency in terms of Section 50B(4)(b) of the Local Government (Scotland) Act 1973.		
3.1	<u>Determination of Exempt Business</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude the press and public from the meeting during consideration of item 11.1 so as to avoid disclosure of exempt information of the class described in paragraph 8 of Schedule 7A of the Act.		
4.1	<u>Members are requested to declare any interests or connections</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to note the declarations of interest and		

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		transparency statements which will be recorded in the minute.		
5.1	<u>Deputations</u>	<u>The Council resolved:</u> No deputations		
6.1	<u>Minute of Meeting of Aberdeen City Council of 26 April 2023 - for approval</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the minute.		
6.2	<u>Minute of Adjourned Meeting of Aberdeen City Council of 4 May 2023 - for approval</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the minute.		
6.3	<u>Minute of Meeting of Aberdeen City Council of 12 May 2023 - for approval</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the minute.		
6.4	<u>Minute of Meeting of Urgent Business Committee of 23 May 2023 - for approval</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the minute.		
7.1	<u>Communities, Housing and Public Protection Committee of 16 May 2023 - Notice of Motion by Councillor Tissera</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to take no action.		
7.2	<u>Finance and Resources Committee of 17 May 2023 - Notice of Motion by Councillor Crockett</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to note that within “Working in		

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		<p>Partnership for Aberdeen” the Council’s commitment to support people engage with Community Asset Transfers;</p> <p>(ii) to acknowledge that the Community Empowerment (Scotland) Act 2015, created provision for community groups to request to take over publicly-owned land or buildings, such as Bucksburn Swimming Pool, if they feel they can make better use of them for the local community; and</p> <p>(iii) to instruct the Chief Executive, in consultation with Sport Aberdeen, to engage with Bucksburn and Newhills Community Council and Save Bucksburn Swimming Pool and any other relevant group and report the outcome of this engagement to the Finance and Resources Committee in September 2023.</p>		
8.1	<u>Council Business Planner</u>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to remove item 5 (Aberdeen Christmas Village) from the business planner as it had been reported to the Finance and Resources Committee;</p> <p>(ii) to note that item 6 (Annual Procurement Performance Report) had been delayed and would be reported to the Council meeting in August 2023;</p> <p>(iii) to note that item 11 (Aberdeen Market) had been delayed and would be reported to the Council meeting in</p>		

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		August 2023; and (iv) to otherwise note the business planner.		
9.1	<u>Treasury Management Strategy - Year-end Review - RES/23/166</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to note the Treasury Management activities undertaken in the 2022/23 financial year as detailed in the report.		
9.2	<u>Performance Management Framework (2023/24) - COM/23/168</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the revised Performance Management Framework for 2023-24 as detailed in Appendix A.		
9.3	<u>Work Plan and Business Cases - Revenue - COM/23/169</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to note the workplan as detailed in the appendices for the Commissioning and Customer functions; and (ii) to approve the procurement business cases, including the total estimated expenditure for the proposed contracts.		
9.4	<u>Adoption of the Aberdeen Local Development Plan 2023 - COM/23/174</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to instruct the Chief Officer - Strategic Place Planning to confirm to Scottish Ministers that the planning authority will accept the modifications to the Aberdeen Local Development Plan 2023 as outlined in their Direction letter of 10 May 2023 (Appendix 1); and (ii) to instruct the Chief Officer - Strategic		

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		Place Planning to proceed to adopt the Aberdeen Local Development Plan 2023, as modified (Appendix 2) and to undertake the statutory procedures set out in paragraph 3.5 of the report.		
9.5	<u>Scheme of Governance Review - 2023 - COM/23/162</u>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <ul style="list-style-type: none"> (i) to approve Appendix C, Committee Terms of Reference, with effect from 19 June 2023; (ii) to approve Appendix D, Powers Delegated to Officers, with effect from 19 June 2023, and delegate authority to the Interim Chief Officer - Governance (Assurance) to make any further changes to Appendix 1 of that document which were necessary to reflect such approval; (iii) to approve Appendix E, Standing Orders for Council, Committee and Sub Committee Meetings, with effect from 19 June 2023; (iv) to approve Appendix F, Financial Regulations, with effect from 19 June 2023; (v) to approve Appendix G, Procurement Regulations, with effect from 19 June 2023; (vi) to approve Appendix H, Member Officer Relations Protocol, with effect from 19 June 2023, subject to incorporating the feedback from Councillor Boulton; (vii) to note that there were no changes to 		

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		<p>the Local Code of Corporate Governance;</p> <p>(viii) to note the draft minutes of the Governance Reference Group of 27 April, 9 May and 1 June 2023;</p> <p>(ix) subject to (x) below, to approve Appendix I, the Budget Protocol, with immediate effect, and instruct the Chief Officer - Finance to carry out a formal review of the Protocol following approval of the Council's budget for 2024/25, and report back to Council on any lessons learned;</p> <p>(x) to replace paragraph 9 of the Budget Protocol with: "Each elected member group will submit their balanced budget to the Council's Chief Officer - Finance (also referred to as the section 95 Officer) for the following financial year (plus 4 years should they determine that is their position) with finalised proposals submitted to the S95 Officer by 12 noon on the third working day before the budget meeting";</p> <p>(xi) to instruct the Chief Officer - Early Intervention and Community Empowerment to review the Integrated Impact Assessment (IIA) template and related processes and make any changes necessary, and thereafter arrange training for officers and elected members, including a focus on giving due regard to protected characteristics;</p>		

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		<p>(xii) to instruct the Interim Chief Officer - Governance (Assurance) to, following consultation with the Co-Leaders, make all other amendments to the Scheme of Governance which were necessary to reflect the decisions taken by the Council at this meeting in relation to the report; and also to instruct that Chief Officer to review the use of the term “customer” within the Scheme of Governance and, in that regard, make changes to that Scheme as appropriate;</p> <p>(xiii) to agree that Co-Leaders may request to be included within the distribution list for report consultations, and to amend Standing Order 13.2.6 accordingly;</p> <p>(xiv) to note the resignations referred to in paragraph 6.1 and appoint Councillor McRae as Convener of the Planning Development Management Committee and Councillor Henrickson as Vice Convener of the Communities, Housing and Public Protection Committee with immediate effect;</p> <p>(xv) to appoint Councillor Malik as Convener of the Audit, Risk and Scrutiny Committee in place of Councillor Crockett with effect from 28 June 2023;</p> <p>(xvi) to appoint the Lord Provost as Older People’s Champion and Councillor MacGregor as In Bloom Champion; and</p>		

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		(xvii) to agree to cease membership of KIMO UK, and by extension KIMO International, at the end of this financial year in line with paragraphs 7.2 and 7.3 of the report.		
10.1	<p><u>Notice of Motion by Councillor Ali</u></p> <p>Council:-</p> <p>Notes the statement made by Sir Iain Livingstone (Chief Constable of Police Scotland) to the Scottish Police Authority on 25 May 2023 related to institutional racism, sexism, misogyny and discrimination</p> <p>Acknowledges how difficult it was for the Chief Constable to make this statement because of the lack of understanding around these terms</p> <p>Acknowledges this statement is not suggesting any officer is prejudiced but accepts that to improve Police Scotland as an organisation, initially a statement of the problem must be made</p> <p>Fully supports and thanks all members of staff at Police Scotland for their work in immensely difficult circumstances and, recognises their dedication and commitment to public protection</p> <p>Agrees to send a copy of this Notice of Motion and the Council decision to Chief</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to approve the notice of motion; and</p> <p>(ii) to note that Police Scotland had appointed its first female Chief Constable in Jo Farrell and to congratulate her on her appointment.</p>		

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	Constable Sir Iain Livingstone QPM at Police Scotland			
10.2	<p><u>Notice of Motion by Councillor Ali</u></p> <p>Council:-</p> <p>Acknowledges that 31st May is the anniversary of the atrocities in Prijedor, Bosnia, which was marked with a memorial event in Aberdeen as organised by Remembering Srebrenica Scotland, Aberdeen Mosque and Aberdeen City and Aberdeenshire Councils remembering the Prijedor genocide, rape and torture of 3,173 civilians (102 children and 256 women), all Bosnian Muslims who were instructed to wear a white armband or drape a white sheet from their homes to identify their ethnicity; and recognises the hugely valuable work done by Remembering Srebrenica Scotland to share the stories of this period and combat hate speech and intolerance.</p> <p>Agrees to send a copy of this Notice of Motion and the Council decision to Remembering Srebrenica Scotland.</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the notice of motion.</p>		
10.3	<p><u>Notice of Motion by Councillor Bonsell</u></p> <p>That Council</p> <p>1. Notes that work commenced on the new Mortuary at Aberdeen Royal Infirmary (ARI) in October</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to note that work commenced on the new Mortuary at Aberdeen Royal Infirmary (ARI) in October 2022 and the project was planned to complete in Spring 2024;</p>		

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	<p>2022 and that the project is planned to complete in Spring 2024.</p> <p>2. Notes that the change in land use on the ARI site has impacted hugely on the available car parking capacity available for staff and visitors.</p> <p>3. Notes that public transport opportunities to the ARI site have been reduced.</p> <p>4. Instructs the Chief Officer - Operations and Protective Services to report to the October 2023 meeting of the Net Zero, Environment and Transport Committee on the implications of parking capacity of ARI; the impact this is having on parking in the surrounding streets; and considers solutions, in consultation with NHS Grampian.</p>	<p>(ii) to note that Unison had reported members' concerns about car parking availability for staff at the ARI site and public transport changes and reductions that were affecting staff travel to work there;</p> <p>(iii) to instruct the Chief Officer - Operations and Protective Services to investigate and report on the impact that changes in land use on the ARI site had had on the car parking capacity available for staff and visitors and the wider community;</p> <p>(iv) to instruct the Chief Officer - Operations and Protective Services to investigate and report on the public transport opportunities to and from the ARI site; and</p> <p>(v) to instruct the Chief Officer - Operations and Protective Services to report to the Net Zero, Environment and Transport Committee on the implications of parking capacity in the area; the impact this was having on parking in the surrounding streets; and consider solutions, in consultation with NHS Grampian.</p>		
10.4	<p><u>Notice of Motion by Councillor Boulton</u></p> <p>To instruct the Chief Officer - City Growth to work with Aberdeen Inspired to arrange for bunting on Union Street as a matter of priority, ensuring the City is welcoming for both residents and tourists. The bunting will complement the floral displays</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to commend the work and efforts of Bob Keiller, Our Union Street, partner organisations and the volunteers who signed up to improve Union Street;</p> <p>(ii) to note that over 250 people attended the Our Union Street event at the</p>		

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	already appearing on Union Street and adjoining streets. The bunting will bring a much-needed splash of colour and vibrancy to the main artery of the city centre, acknowledging that there will need to be medium to longer term plans for the streetscape.	<p>(iii) Music Hall on 7 June 2023; to note the Aberdeen City Council budget, set on 1 March 2023, provided a three-year funding contribution to Our Union Street to allow it to bring forward and deliver creative ideas to improve Union Street and that other organisations made a similar level of commitment; and</p> <p>(iv) to confirm that the Council would work with Our Union Street and other partners to improve our city centre.</p>		
10.5	<p><u>Notice of Motion by Councillor Boulton</u></p> <p>To instruct the Director of Resources to produce options and costs for the original gates for the front of Marischal College Quad to be re-instated, combined with the reconfiguration of the entrance into the council offices; and to report back to the Full Council meeting on 11 October 2023.</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to note that the Marischal College original gates are located at the corner of Marischal College, next to the leopard, on the corner of the Gallowgate/Littlejohn Street;</p> <p>(ii) to note that Marischal College is open to the public during business hours; and</p> <p>(iii) to agree that Aberdeen City Council's communications team publicise on social media the fact that the Marischal College quad is open to the public during business hours.</p>		
10.6	<p><u>Notice of Motion by Councillor Brooks</u></p> <p>That the Council take this opportunity to:</p> <p>1. Extend their thoughts and prayers to all those affected by the tragic events of 6th July 1988 widely</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to extend their thoughts and prayers to all those affected by the tragic events of 6 July 1988 widely known as the Piper Alpha Disaster, especially as we approach the 35th anniversary of</p>		

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	<p>known as the Piper Alpha Disaster, especially as we approach the 35th anniversary of the loss of 167 lives;</p> <p>2. Recognise and thank those - often local - men and women offshore who undertake the work of the oil and gas sector that affords us the ability to keep the lights on and to heat our homes, to name but two things;</p> <p>3. Acknowledge the work of the Health and Safety Executive, OEUK and the NSTA in keeping safety and the lessons learned from the Piper Alpha disaster in the forefront of our North Sea activities as we look to ensure energy security whilst also transitioning to Net Zero by 2050;</p> <p>4. Note the planting of new rose bushes together with the ongoing maintenance work and improvements to the Piper Alpha memorial and the gardens, using funding from the "Pound for Piper Trust", in time for the 35th anniversary service, as noted at the Communities, Housing and Public Protection Committee (Item 11.3 - RES/23/151, para 3.3).</p>	<p>the loss of 167 lives;</p> <p>(ii) to recognise and thank those - often local - men and women offshore who undertake the work of the oil and gas sector that affords us the ability to keep the lights on and to heat our homes, to name but two things;</p> <p>(iii) to recognise the work of Offshore Industrial Liaison Committee (OILC) and offshore trade unions in improving safety offshore, and the continual work of the Health and Safety Executive (Offshore Safety Case Regulations 1992, 2005 and 2015), and more recently Offshore Energy UK (OEUK), established in 2007 and the North Sea Transition Authority (NSTA) established in 2022, in keeping safety and the lessons learned from the Piper Alpha disaster in the forefront of our North Sea activities as we look to ensure energy security whilst also transitioning to Net Zero; and</p> <p>(iv) to recognise the importance of the Piper Alpha Memorial and the Garden to the families and the ongoing consultations taking place regarding the future of the garden and memorial.</p>		
10.7	<u>Notice of Motion by Councillor Kusznr</u>	<u>The Council resolved:</u>		

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	<p>That the Council:</p> <ol style="list-style-type: none"> 1. Notes the negative impact since 2022 of the South College Street Junction Improvements Project works on the businesses based on and around Palmerston Road, Palmerston Place and The Arches on South College Street; 2. Believes that small and medium-sized enterprises are the backbone of the UK, Scottish and Aberdeen economy; and 3. Therefore, instructs the Chief Officer - Finance to prepare a report outlining the options available to Councillors in encouraging businesses to remain within the area, including but not limited, to Non-Domestic Rate discounts for approval by Council. 	<p><u>The Council resolved:-</u> to defer consideration of the notice of motion to the August Council meeting in the absence of Councillor Kusznr.</p>		
10.8	<p><u>Notice of Motion by Councillor Thomson</u></p> <p>That the Council</p> <ol style="list-style-type: none"> 1. Agrees that the traffic chaos of the last few months has been immensely frustrating for all concerned. 2. Agrees that successive closures of the Bridge of Dee and George VI 	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to note the inclusion of both the King George VI Bridge repairs and the South College Street junction improvements within the Council's Capital Programme; and to acknowledge the impact the works may have had on the businesses based on and around Palmerston</p>		

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	<p>Bridge, either northbound or southbound, taking place at the same time (as required for contraflow purposes) as works on South College Street and the roads along both banks of the river have meant long tailbacks and delays.</p> <p>3. Notes that the question that many people are asking is whether some of that chaos could have been avoided.</p> <p>4. Instructs the Chief Officer - Operations and Protective Services to report to the August 2023 Council meeting providing an explanation of the timings of all these substantial projects and any lessons learned. Also to instruct the Chief Officer - City Growth to detail what the economic impact has been.</p>	<p>Road, Palmerston Place and The Arches on South College Street;</p> <p>(ii) to acknowledge the South College Street junction improvement project had received £10million funding through the Scottish Government's Bus Partnership Fund;</p> <p>(iii) to agree the South College Street junction improvements were an important step to provide a transport network to meet Aberdeen's needs, including our city centre and bus priority aspirations, as well as improving traffic flow in the area and encouraging more walking and cycling;</p> <p>(iv) to recognise that the works associated with this investment by the Council and the Bus Partnership Fund in our city's roads and public transport networks had at times led to frustration and travel delays for both individuals and businesses; and</p> <p>(v) to instruct the Chief Officer - Operations and Protective Services to report to the Net Zero, Environment and Transport Committee on lessons learned from delivering these projects.</p>		
10.9	<p><u>Urgent Notice of Motion by Councillor Yuill</u></p> <p>That this Council:</p> <p>1. Notes with great concern recent statements by Sir Keir Starmer,</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> to approve the urgent notice of motion.</p>		

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	<p>Leader of the Labour Party, that a Labour UK Government would block any further oil and gas exploration and development.</p> <p>2. Reaffirms the Council's commitment to a Just Transition to Net Zero, and restates its ambition for Aberdeen to become the Net Zero capital of Europe.</p> <p>3. Notes that the North Sea will continue to power the UK and Scottish energy sectors as they pioneer and innovate low-carbon energy solutions, including offshore wind and green hydrogen production, to protect and safeguard UK energy security.</p> <p>4. Agrees that, if implemented, this Labour Party policy would place at risk a Just Transition to Net Zero, harm the livelihoods of energy workers, and do long-term economic damage to Aberdeen and the North East.</p> <p>5. Instructs the Chief Executive to write to Sir Keir Starmer to invite him to Aberdeen to meet with the Co-Leaders, OEUK, ONE, and Aberdeen and Grampian Chamber of Commerce to hear from them what the impact of the implementation of his policy announcement would be on investment by the energy sector</p>			

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	in Aberdeen and the North East.			
11.1	<u>Work Plan and Business Cases - Revenue - COM/23/169 - exempt appendices</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> to note the exempt appendices.		

If you require any further information about this decision sheet, please contact Martyn Orchard, tel 01224 523097 or morchard@aberdeencity.gov.uk