

COUNCIL DECISION SHEET
COUNCIL - WEDNESDAY, 17 APRIL 2024

	Item Title	Council Decision	Services Required to take action	Officer to Action
1.1	<u>Admission of Burgesses</u>	n/a		
2.1	<u>Notification of urgent business</u>	No urgent business		
3.1	<u>Determination of exempt business</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 items 11.1 and 11.2 so as to avoid disclosure of exempt information of the classes described in paragraphs 8 and 14 of Schedule 7A of the Act.		
4.1	<u>Declarations of interest and transparency statements</u>	<u>The Council resolved:-</u> to note the transparency statements which would be recorded in the minute.		
5.1	<u>Deputations</u>	No deputations		
6.1	<u>Minute of Meeting of Aberdeen City Council of 7 February 2024 - for approval</u>	<u>The Council resolved:-</u> to approve the minute.		

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6.2	<u>Minute of Adjourned Meeting of Aberdeen City Council of 8 February 2024 - for approval</u>	<u>The Council resolved:-</u> to approve the minute.		
6.3	<u>Minute of Meeting of Aberdeen City Council of 6 March 2024 - for approval</u>	<u>The Council resolved:-</u> to approve the minute.		
6.4	<u>Minute of Meeting of Urgent Business Committee of 29 February 2024 - for approval</u>	<u>The Council resolved:-</u> (i) to approve the minute; and (ii) to note that the Executive Director of Corporate Services would confirm the exact date when the exempt report was made public.	Corporate Services	Andy MacDonald
6.5	<u>Minute of Meeting of Urgent Business Committee of 27 March 2024 - for approval</u>	<u>The Council resolved:-</u> to approve the minute.		
7.1	<u>Guildry and Mortification Funds Committee - 1 March 2024 - Requests for Financial Assistance</u>	<u>The Council resolved:-</u> to approve the requests for funding for a total of £5,750, to be met from the 2023/24 Guildry budget.	Finance	Jonathan Belford/ Robert Gilmour
8.1	<u>Council Business Planner</u>	<u>The Council resolved:-</u> to note the business planner.		

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		<p>engagement; (2) Phase 1 engagement with the public both online and face to face; and (3) a second phase of engagement during quarter 3 after the Medium Term Financial Plan was reported to Council; and</p> <p>(iii) to note that the Protocol formed part of the Scheme of Governance and as such would be reviewed by the cross-party Governance Reference Group in April and May and submitted to Council in July for approval of any proposed revisions, including giving effect to the improvements outlined at (ii) above.</p>		
9.3	<u>Aberdeen South Harbour Link Road - Compulsory Purchase Order - CR&E/24/108</u>	<u>The Council resolved:-</u> <p>(i) to note the Design Manual for Roads and Bridges Stage 3 Scheme Assessment report, appendix 1;</p> <p>(ii) to note the approved Outline Business Case for the Aberdeen South Harbour Link Road, exempt appendix 2;</p> <p>(iii) to make a Compulsory Purchase Order in respect of the land identified in the CPO Map contained in Appendix 3 and instruct the Chief Officer - Governance to implement the statutory procedures following on from the making of the Order and continue to pursue voluntary acquisition in parallel with the compulsory purchase process; and</p> <p>(iv) to note that officers would provide</p>	Capital Governance	Ross Stevenson/ Alan McKay Jenni Lawson

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		information following the meeting in response to Councillor Watson's query regarding employee voice in terms of contractors.		
10.1	<p><u>Notice of Motion by Councillor Boulton</u></p> <p>To instruct the Chief Officer - Governance to report back to the Licensing Committee before November 2024 outlining additional site licence conditions as necessary and required as result of residential caravan licence renewal site inspections and to include consideration of the following as a mandatory condition:</p> <p>Rights and obligations of Caravan Occupiers on "Protected Sites" The Licence-Holder must at all times maintain the obligations owed by the Owner of the Protected Site to the Occupiers of pitches by the Protected Site Agreements</p> <p>Note: this Agreement contains the conditions which automatically apply to caravans on "Protected Sites". These conditions are set out in Schedule 1 to the Mobile Homes Act 1983, as amended by the Mobile Homes Act 1983 (Amendment of Schedule. 1) (Scotland) Order 2013, S.S.I. No. 219" In that Schedule, paragraphs 1 to 10 were in the 1983 Act as originally enacted, although their content was amended in Scotland. Paragraphs 11 to 32 were added by the 2013 Regulations. Paragraph 1A was added to the Schedule by the Housing (Scotland) Act 2014, Section 84, with effect from 1st May 2017: Housing</p>	<p><u>The Council resolved:-</u> to approve the notice of motion.</p>	Governance	<p>Jenni Lawson/ Alan Thomson</p> <p>Mark Masson (business planner)</p>

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	<p>(Scotland) Act 2014 (Commencement No. 6 and Transitional Provision) Order 2016-412. The Owner must -</p> <p>(a) if requested by the Occupier, provide, free of charge, documentary evidence in support and explanation of-</p> <p>(i) any new Pitch Fee;</p> <p>(ii) any charges for gas, electricity, water, sewerage or other services payable by the Occupier to the Owner under the Agreement, and</p> <p>Statement) (Scotland) Regulations 2013 No. 188 either: (a) before that occupation starts, or (b) if not previously given, within 30 days after this Licence is effective.</p>			
10.2	<p><u>Notice of Motion by Councillor Kusznr</u></p> <p>That the Council:-</p> <ol style="list-style-type: none"> 1. Notes the Scottish Government's unwillingness, confirmed in Parliamentary Questions, to provide financial support to Council to assist in its handling with Reinforced Autoclaved Aerated Concrete (RAAC) affected properties in Torry; 2. Considers this is an unsustainable position given the cost to Council and to private owners in Balnagask, Torry in carrying out remedial works; 3. Notes the decisions of the Urgent Business Committee of 29 February 2024 and instructs the Chief Officer - Finance to report to the meeting of Finance and Resources on 7 August 2024 with options to provide financial assistance to those private 	<p><u>The Council resolved:-</u></p> <p>to refer the notice of motion to the Communities, Housing and Public Protection Committee.</p>	Governance	Lynsey McBain

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	<p>homeowners affected by RAAC given the present lack of financial support from the Scottish Government; and</p> <p>4. Instructs the Chief Executive to write to the Scottish Government:</p> <p>a. requesting that the Council be a participant in the RAAC Cross Sector Working Group due to the Council's high level of affected property; and</p> <p>b. asking for reconsideration of the current non-existent financial support to both the Council and private homeowners.</p>			
10.3	<p><u>Notice of Motion by Councillor Malik</u></p> <p>Council:-</p> <p>Agree without delegated powers granted to officers by Elected Members, Council would not function as efficiently as it requires to in the modern world.</p> <p>Agree that just because officers have delegated powers does not mean that they must use them, but can should they wish allow Elected Members to take decisions.</p> <p>Agree that in this particular case planning application 231422/DPP Alba Gate Stoneywood Park Aberdeen should be determined by the Planning Development Management Committee.</p>	<p><u>The Council resolved:-</u></p> <p>(i) to instruct the Chief Officer - Governance following consultation with the Chief Officer - Strategic Place Planning to consider as part of the current review of the Scheme of Governance how planning applications can be reported to the Planning Development Management Committee and the role that members, including the Convener, will have in that process;</p> <p>(ii) to agree that in this particular case planning application 231422/DPP Alba Gate Stoneywood Park Aberdeen should be determined by the Planning Development Management Committee; and</p> <p>(iii) to agree therefore that this application be put before the Planning</p>	<p>Governance</p> <p>Strategic Place Planning</p> <p>Strategic Place Planning</p>	<p>Jenni Lawson/ Vikki Cuthbert</p> <p>David Dunne</p> <p>Daniel Lewis</p>

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	Agree therefore that this application is put before the Planning Development Management Committee at the earliest opportunity for determination by Elected Members.	Development Management Committee at the earliest opportunity for determination by Elected Members.	Governance	Lynsey McBain (business planner)
11.1	<u>Aberdeen South Harbour Link Road - Compulsory Purchase Order - CR&E/24/108 - exempt appendix</u>	See decision at item 9.3		
11.2	<u>Council Tax Financial Controls Update - CORS/24/113</u>	<u>The Council resolved:-</u> to approve the recommendations in the confidential report.	Finance	Jonathan Belford/ Richard Burnett

If you require any further information about this decision sheet, please contact Martyn Orchard, tel 01224 067598 or morchard@aberdeencity.gov.uk