

LEGAL AND DEMOCRATIC SERVICES

COUNCIL DECISION SHEET

COUNCIL - MONDAY, 17 FEBRUARY 2025

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>		
2.1	<u>Notification of urgent business</u>	<u>The Council resolved:</u>		
3.1	<u>Determination of exempt business</u>	<u>The Council resolved:</u>		
4.1	<u>Declarations of interest and transparency statements</u>	<u>The Council resolved:</u>		
5.1	<u>Deputations</u>	<u>The Council resolved:</u>		

	Item Title	Council Decision	Services Required to take action	Officer to Action
6.1	<u>Minute of Meeting of Aberdeen City Council of 11 December 2024 - for approval</u>	<u>The Council resolved:</u>		
6.2	<u>Minute of Reconvened Meeting of Aberdeen City Council of 12 December 2024 - for approval</u>	<u>The Council resolved:</u>		
6.3	<u>Minute of Meeting of Urgent Business Committee of 18 December 2024 - for approval</u>	<u>The Council resolved:</u>		
6.4	<u>Minute of Special Meeting of Aberdeen City Council of 3 January 2025 - for approval</u>	<u>The Council resolved:</u>		
6.5	<u>Minute of Special Meeting of Aberdeen City Council of 3 January 2025 - for approval</u>	<u>The Council resolved:</u>		
6.6	<u>Minute of Reconvened Special Meeting of Aberdeen City Council of 16 January 2025 - for approval</u>	<u>The Council resolved:</u>		

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6.7	<u>Minute of Special Meeting of Aberdeen City Council of 16 January 2025 - for approval</u>	<u>The Council resolved:</u>		
7.1	<u>Establishment of Working Group - Communities, Housing and Public Protection Committee of 21 November 2024</u> Carried forward from December Council meeting	<u>The Council resolved:</u>		
7.2	<u>Guldry and Mortification Funds Committee - 13 February 2025 - requests for funding</u>	<u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to approve the requests for funding from the Guldry and Mortification Fund; (ii) to approve expenditure of up to £30,000 on repair and renovation works to the Rickart's Tomb from the Rickart (Richard) Mortification Fund; and (iii) to instruct the Chief Officer - Capital to undertake the necessary procurement and to approve the entering into of any contract(s) necessary for the repair and renovation works.		
8.1	<u>Council Business Planner</u>	<u>The Council resolved:</u>		
9.1	<u>Committee Places - CORS/24/353</u> Carried forward from December	<u>The Council resolved:</u>		

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	Council meeting			
9.2	<u>North East Scotland Investment Zone - CR&E/24/355</u> Carried forward from December Council meeting	<u>The Council resolved:</u>		
9.3	<u>Governance Review of Trusts - 2024 Update - CORS/24/350</u> Carried forward from December Council meeting	<u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to agree the establishment of a new charitable trust (to be known as “Aberdeen Archives, Gallery & Museums Trust”) and approve the proposed constitution thereof in Appendix F; (ii) to instruct the Chief Officer - Governance to submit the necessary application (including signed trustee declaration form and the constitution) to the Office of the Scottish Charity Regulator (OSCR) for its approval; authorise that Chief Officer, prior to such OSCR approval being obtained but following consultation with the Co-Leaders, to make any amendments to the constitution which that Chief Officer considers to be appropriate; and authorise that Chief Officer to take any other appropriate action in relation to the application and any action necessary to bring the constitution into effect; (iii) to instruct the Chief Officer - Finance to arrange for registration of the new charitable trust with HM Revenue &		

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		<p>Customs (HMRC), and to take any other appropriate action, in order to allow for gift aid to be claimed on monetary donations to the trust;</p> <p>(iv) to appoint the Chief Officer - City Development & Regeneration to be lead Council officer (in terms of the Council's Powers Delegated to Officers) in respect of the new charitable trust; authorise that Chief Officer to approve the making of payments from the funds of the trust (in terms of the Council's Powers Delegated to Officers) and to take any appropriate action in relation to the operation and management of the trust; instruct the Chief Officer - Governance to add the trust to the Council's list of Arts & Culture Trusts (the current version of which list is in Appendix D); and appoint the Chief Officer - Governance to be secretary to, and the Chief Officer - Finance to be treasurer of, the trust;</p> <p>(v) to instruct the Chief Officer - Governance to submit an application to OSCR in respect of the Alexander MacDonald Bequest (charity number SC018568) in order to permit the expenditure of its total remaining funds (capital and revenue) on artworks in terms of the trust deed's provisions and the winding-up of this charitable trust; and authorises that Chief Officer to take any other</p>		

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		<p>appropriate action in order to facilitate such expenditure and winding-up;</p> <p>(vi) to note the other activity, as detailed in the report, in relation to trusts to which the Council is connected; and</p> <p>(vii) to instruct the Chief Officer - Governance to, as appropriate, bring a report to Council and/or provide a service update to elected members no later than December 2025 on future activity in relation to trusts to which the Council is connected.</p>		
9.4	<p><u>Council Annual Effectiveness Report - CORS/24/349</u></p> <p>Carried forward from December Council meeting</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> to defer consideration of the report to the Council meeting on 16 April 2025.</p>		
9.5	<p><u>February 2025 RAAC Update - F&C/25/030</u></p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to note the list of instructions from the meeting of Council in August 2024 and agree the proposed reporting method for each of these as noted in the report;</p> <p>(ii) to note that the Health and Safety of residents remains a priority and that inspections continue to be carried out as part of our mitigation strategy;</p> <p>(iii) to note the progress with the voluntary acquisition process of privately owned accommodation, the next steps in the process;</p> <p>(iv) to note the options available for CPO and agree that the measures are not</p>		

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		<p>in place at this time to support a CPO and that the voluntary acquisition process remains the preferred option;</p> <p>(v) to note the alternative options proposed by the Torry RAAC Campaign Group Management Committee and instruct officers to explore the feasibility, benefits and risks associated with each option, alongside any other identified opportunities to support owners, and report the findings to a future meeting of the Communities Housing and Public Protection Committee;</p> <p>(vi) to note that further reports on the subject will be brought to the budget meeting and the next meeting of the Communities Housing and Public Protection Committee as outlined from paragraph 3.2; and</p> <p>(vii) to note that officers would liaise with their counterparts at Dundee City Council with regard to RAAC and provide any updates as appropriate.</p>		
9.6	<p><u>Accounts Commission Findings - s102 Report Council Tax Refunds - A Significant Fraud - CORS/25/031</u></p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u></p> <p>(i) to note the content of the Accounts Commission report and accept the Commission findings contained therein;</p> <p>(ii) to commend the individual who identified the fraud, with the Chief Executive writing to them to express the Council's gratitude;</p> <p>(iii) to note the Commission finding (4) in</p>		

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		<p>respect of the Internal Audit function regularly considering areas that might be perceived as low risk when developing audit plans and instruct the Chief Internal Auditor to consider this finding within the proposed Internal Audit Plan for 2025/26-2027/28, which is due to be presented to the Audit, Risk and Scrutiny Committee in February 2025;</p> <p>(iv) to ask the External Auditor to set out in their Annual Audit Plan for 2024/25 and future years how, in light of the Commission's findings, the tests of assurance they undertake may be revised in respect of the significant risks of material misstatement due to control weaknesses and fraud caused by management override of controls; and</p> <p>(v) refer the matter to the Audit, Risk and Scrutiny Committee, with the Chief Officer - Finance and Chief Internal Auditor providing a joint report on the implementation of the Commission findings and action plan no later than September 2025.</p>		
9.7	<u>Treasury Management Policy - CORS/25/013</u>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> to defer consideration of the report to the Council meeting on 16 April 2025.</p>		
10.1	<p><u>Notice of Motion by Councillor Ali</u> "Treating citizens fairly at work is</p>	<p><u>The Council resolved:</u> <u>The Council resolved:-</u> (i) to note that Organisational Design</p>		

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	<p>important for the wellbeing of Aberdeen as a community. Aberdeen City Council relies on our own staff to deliver vital services to the public, and our ability to serve the public fundamentally relies on valuing our own staff.</p> <p>The Scottish Government's policy of "Fair Work First" highlights many important principles, and states that "Fire and re-hire" tactics do not align with the principles and expected practice of Fair Work.</p> <p>This approach is taken forward by the UK government's Employment Rights Bill which proposes 28 new individual employment rights, and includes proposals to severely restrict the "Fire and re-hire" of staff by employers.</p> <p>We support the approach by the UK and Scottish governments and, we believe "Fire and re-hire" is a detriment to staff, and agree that officers must not use "Fire and re-hire" with our own staff. We note that the Council approved in its 2024/25 General Fund budget savings of up to £5m per annum from organisational redesign, and these savings should not be from "Fire and re-hire". To reassess the delivery of previously approved budget savings in future years, this should be referred to the 2025/26 budget meeting on 5 March 2025."</p>	<p>savings options were agreed by Council in March 2024 and that the Partnership, Labour, and Conservative proposed budgets all included this option;</p> <p>(ii) to note that dismissal and re-engagement, otherwise known as fire and rehire, should only be considered as a last resort, in line with statutory guidance; and</p> <p>(iii) to note the Partnership's current commitment to 'no compulsory redundancies'.</p>		

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11.1	<u>Exempt/confidential business</u>	<u>The Council resolved:</u>		

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