

REPORT TO: CHILDREN, FAMILIES & COMMUNITIES COMMITTEE – 22 JANUARY 2024

REPORT ON: REVIEW OF DUNDEE'S SCHEME FOR THE ESTABLISHMENT OF COMMUNITY COUNCILS

REPORT BY: EXECUTIVE DIRECTOR OF NEIGHBOURHOOD SERVICES

REPORT NO. 6-2024

1. PURPOSE OF REPORT

- 1.1 To update committee on the feedback from public consultation and further officer consideration on the Draft Amended Scheme for the Establishment of Community Councils.
- 1.2 To update Committee on proposed amendments to the Scheme following recent reviewed Scottish Government Guidance.
- 1.3 To approve the draft amended Scheme.
- 1.4 To approve the publication of a Public Notice for the commencement of the second 8-week consultation period on the draft amended Scheme.
- 1.5 To inform committee of the revised timescales for the anticipated completion of the review.

2. RECOMMENDATIONS

- 2.1 It is recommended that Children, Families & Communities Committee:
 - a) Approves the draft amended Scheme set out in Appendix I
 - b) Notes the revised timescales and steps required to undertake the review and the subsequent intention to bring further reports to committee to complete the review of the Scheme
 - c) Approves the publication of a Public Notice for the commencement of the second 8-week consultation period on the draft amended Scheme set out in Appendix II.

3. FINANCIAL IMPLICATIONS

- 3.1 Any financial obligations for Dundee City Council arising from this report will be met through the existing Neighbourhood Services- Communities budget.
- 3.2 The potential cost of all Communities Councils being formed and claiming their administrative grants is £8135.06 per annum.

4. MAIN TEXT

4.1 Background

4.1.1 This is the second report required as part of the review of the Scheme. A draft amended Scheme was approved previously (Item IV of the Neighbourhood Services Committee of 12 June 2023, Report No. 151-2023 refers).

4.1.2 An 8-week public consultation was open until 8 August 2023 and input was sought from the existing community councils and neighbourhood representative structures.

4.1.3 During the period in which this report was being drafted the Scottish Government produced a revised Model Scheme for the Establishment of Community Councils which this revised Scheme also reflects.

4.2 Public Consultation

4.2.1 Western Gateway Community Committee suggested that Denhead of Gray Community Council be renamed Western Gateway Community Council to more accurately reflect that the new settlements, including but not limited to Denhead of Gray, are commonly referred to as Western Gateway. This suggestion has been accepted.

4.3 Scottish Government Revised Model Scheme

4.3.1 In October 2023, the Scottish Government's introduced a new Model Scheme. This has been adopted in its entirety into the draft proposed amendments to the Scheme approved by the committee for public consultation on 12th June 2023.

4.3.2 The main points of difference between the updated Scheme and the version approved for public consultation are:

- There is a specific mention of digital forms of engagement ie virtual meetings, for community councils and that Local Authorities should support this.
- Specific reference to the new rights for community councils arising from the Community Empowerment (Scotland) Act 2015 in relation to Participation Requests, Common Good Land and Allotments.
- Updates the legislative requirements applicable to community councils under the UK General Data Protection Regulations 2018 and the Equality Act 2010
- Increases the time by which minutes and agendas must be presented to Local Authorities from 14 days to 30 days.
- Removing MEPs as Ex-Officio members.
- Restating that only the Local Authority may review their scheme.
- Reflecting that 16/17 year olds will now be on the Electoral Register
- Allows the Local Authority to permit a community council Elected Member leaving the area to remain in place until the next election.
- Gives the community council, as opposed to the Local Authority, the power to determine their own election dates based on 4 year election cycles, in agreement with the Local Authority, and further removes the prohibition on holding community council elections in the same year as Local Authority elections.
- Removes the prohibition on self-nomination
- Provides for 2 Youth Members between 16-18 with full voting rights for a 2 year term.
- Accounts may be examined by one, as opposed to two, examiners.
- Community councils are now responsible for all their own insurance arrangements and there is no longer a national scheme of insurance.
- Removal of a DCC complaints procedure
- Removal of the ability of DCC to suspend community councils

4.4 **Timescales and Future Committee Reports**

4.4.1 In order to incorporate the Scottish Government's new Model Scheme it has not been possible to meet the dates advised in Report No. 151-2023.

4.4.2 The new timetable for the Review is set out in Appendix III below. This 8- week consultation period will run from Friday 26th January 2024 to Friday 22nd March 2024.

4.4.3 It is therefore anticipated that further reports will come back to Children, Families & Communities Committee

- Third Meeting – June 2024
- Fourth Meeting – September 2024

5. **POLICY IMPLICATIONS**

5.1 This report has been subject to an Integrated Impact Assessment to identify impacts on Equality & Diversity, Fairness & Poverty, Environment and Corporate Risk. An impact, positive or negative, on one or more of these issues was identified. An appropriate senior manager has checked and agreed with this assessment. A copy of the Integrated Impact Assessment showing the impacts and accompanying benefits of/ mitigating factors for them is included as an Appendix to this report.

6. **CONSULTATIONS**

6.1 The Council Leadership Team have been consulted on the preparation of this report and agree with its contents.

7. **BACKGROUND PAPERS**

7.1 None.

Elaine Zwirlein
Executive Director of Neighbourhood Services

Tom Stirling
Head of Communities, Safety and Protection

4 December 2023

Dundee City Council's Scheme for the Establishment of Community Councils 2024**1 Background**

The Scottish Government's Model Scheme for the Establishment of Community Councils 2023 upon which this document is based replaces the Model Scheme that was first published in 2009.

The Model Scheme for Community Councils in Scotland is designed to enable the establishment of community councils across Scotland to provide a common minimum basic framework governing their creation and operation. However, each local authority is responsible for consulting on and agreeing its own Scheme.

Dundee City Council has a statutory responsibility to prepare this Scheme, but community councils are thereafter established by statute and responsible for their own operations and resourcing, except where it is explicitly stated in this scheme that Dundee City Council will provide support or resources. A copy of all Models referenced in this scheme will be held on Dundee City Council's website and these shall include:

- Code of Conduct
- Model Constitution
- Model Standing Orders
- Model Complaints Procedure
- Community Council Maps
- Community Council Population Data
- Community Council Funding Calculation

2 Introduction

Community councils were first established in Scotland following the Local Government (Scotland) Act 1973. Thereafter, the Local Government etc. (Scotland) Act, 1994, which produced the current system of unitary local authorities, made provision for the continuation of community councils. Under the legislation, every local community in Scotland is entitled to petition their local authority to establish a community council in their area.

The role of community councils in Scotland was further strengthened by the Community Empowerment (Scotland) Act 2015 which identified them as community participation bodies.

Community councils have a statutory right to be consulted on applications for planning permission and have a key role as per the Planning (Scotland) Act 2019 in engaging with the statutory planning system.

3 Statutory Purpose

The statutory purposes of the community councils established under the Model Scheme are set out in Section 51 (2) of the Local Government (Scotland) Act 1973, as follows: -

"In addition to any other purpose which a community council may pursue, the general purpose of a community council shall be to ascertain, co-ordinate and express to the local authorities for its area, and to public authorities, the views of the community which it represents, in relation to matters for which those authorities are responsible, and to take such action in the interests of that community as appears to it to be expedient and practicable."

4 The Role and Responsibilities of Community Councils

The general purpose of community councils is to act as a voice for their local area. This will involve them articulating the views and concerns of local people in their area on a wide range of issues of public concern and make representations to their local authority, other public sector bodies and private agencies on matters within their sphere of interest.

It is essential that these views be demonstrated to be accurately representative of the community. Accordingly, the community council will have in place, in consultation with and supported by the local authority where possible, recognised consultative mechanisms including digital to validate their views and devise strategies to secure greater involvement by all sectors of the community.

Community councils have a statutory right to be consulted on planning applications.

Licensing matters and any other matters may also be jointly agreed between community councils, the local authority and other public sector and private agencies.

The Community Empowerment (Scotland) Act 2015 also provides new statutory rights for community councils along with other community organisations. This includes Part 3 Participation Requests, Part 8 Common Good and Part 9 Allotments.

Community councils may carry out other activities that are in the general interests of the communities they represent, provided these activities fall within the objects of their Constitution and the terms of Dundee City Council's Scheme for the Establishment of Community Councils.

There should be mutual engagement in the establishment of working relationships with the local authority and other agencies.

In carrying out their activities community councils must at all times adhere to the law, the terms of Dundee City Council's Scheme for the Establishment of Community Councils and the Community Councillors' Code of Conduct.

Each community council is required to adopt a Constitution, based upon the Model Constitution, which has been produced for national use, together with Model Standing Orders, to encourage and maintain consistency for all community councils and to facilitate their proceedings being properly structured and regulated, to ensure that items of business relevant to the community are properly debated and decisions reached in a democratic manner. The community council's Constitution is required to be approved by Dundee City Council.

Community councils have a duty under statute to represent the views of their local community. It is vital therefore, that they reflect the broad spectrum of opinion and interests of all sections of the community. Good Practice Guidance has been produced to help community councils to deliver on these responsibilities.

In order to fulfil their responsibilities as effective and representative, community councils shall: -

Inform the community of the work and decisions of the community council by posting agendas and minutes of meetings in public places, such as libraries, notice boards and online, subject to the provisions contained within the Data Protection Act 1998 and the General Data Protection Regulations (2018), provide contact details of community council members.

Agendas and draft minutes of community councils' meetings must be presented to Dundee City Council within 30 days from the date of that meeting and be circulated to community council members, relevant elected members and other interested parties.

Seek to broaden both representation and expertise by promoting the Associate Membership of the community council of persons for specific projects/issues.

Make particular efforts to encourage young people and other under-represented groups to attend/participate in community council meetings and to ensure equality of opportunity in the way the community council carries out its functions.

Maintain proper financial records and present financial reports at community council meetings.

Inform the local authority of any change in membership (resignations, Associate Membership, etc.) and circumstances, as soon as is practicable.

Respond to enquiries and feedback from the community.

5 Complaints

It is the responsibility of the community council to deal with any complaints about the community council as a whole or individual community councillors in the first instance. Each community council will adopt a complaints procedure. In order to support this Dundee City Council will provide a Model Complaints Procedure.

In exceptional circumstances, where it has been demonstrated that a complaint cannot be resolved or has not been sufficiently addressed under the Model Complaints Procedure, Dundee City Council may mediate between a community council and a complainer.

6 Community Council Areas Within Local Authority Areas

Dundee City Council has produced a list of named community council areas and a map or maps that define their boundaries. Maps can be found at [Community Councils and Neighbourhood Representative Structures | Dundee City Council](#)

7 Membership

There shall be minimum and maximum membership numbers of elected community councillors in a community council. Due to the diverse nature of local authority areas, where there may be areas of sparse population relative to geographical disposition, such as island communities, each local authority may set its own formula within their scheme for the definition of a minimum and maximum number of community council members in any community council area.

The minimum age to stand for election as a community councillor is 16 years. Qualification for membership is by residency within the specific community council area. Community councillors and candidates for community council membership must also be named on the electoral register for the community council area in which they reside. There shall be provision made for non-voting Associate Membership for purposes as defined by each community council. For example, for persons under 16 years of age. Such persons will not be counted in terms of meeting a quorum, or towards the total number of community council members.

Elected members of Dundee City Council and members of the Scottish and United Kingdom Parliaments are entitled to become *ex-officio* members of community councils, with no voting rights. A broad outline of the remit and responsibilities of each of these institutions is featured in the Guidance Notes accompanying the Model Scheme.

The population data for 2023 will be used to calculate the community councillor quota for the life of this Scheme.

In Dundee the formula shall be:

- 10 community councillors per 1st 5,000 Registered Electors
- 1 additional community councillor for each additional 1000 Registered Electors
- Community councils with Registered Electors of less than 5000 are entitled to a quota of 10 community councillors

Community Council Area	Registered Electors	Community Councillor Quota	Maximum Number of Co-Opted Community Councillors *	Minimum Number of Elected Community Councillors
1. Ardler	2187	10	3	5
2. Broughty Ferry	16127	21	7	11
3. Charleston	3088	10	3	5
4. Western Gateway	1144	10	3	5
5. City Centre and Harbour	2592	10	3	5
6. Coldside	14784	19	6	10
7. Craigiebank and Craigiebarns	2838	10	3	5
8. Dalclaverhouse/ Mill O' Mains	2111	10	3	5
9. Douglas, Angus and Craigie	5766	10	3	5
10. Downfield and Brackens	8041	13	4	7
11. Fintry	4563	10	3	5
12. Kirkton	4894	10	3	5
13. Lochee	5212	10	3	5
14. Menzieshill	5379	10	3	5
15. Mid Craigie/ Linlathen	3248	10	3	5
16. Stobswell and District	9963	14	4	7
17. West End	14249	19	6	10
18. Whitfield	5067	10	3	5
Dundee City Overall Total	111,253	216		
* Co-opted members may at no time exceed more than One Third of the number of elected community councillors elected at a General or Interim Election.				

8 Establishment of Community Councils under the Model Scheme

Dundee City Council may choose to review their own scheme of establishment. Upon revocation of the existing Scheme for the Establishment of Community Councils and decision to make a new Scheme, it shall publish a Public Notice, which shall invite the public to make suggestions as to the areas and composition of the community councils. Thereafter, a consultation process shall be undertaken prior to its formal adoption.

9 Community Council Elections Eligibility

Candidates wishing to stand for election to a community council must reside in the local area and be named on the Electoral Register for that area. The same criteria shall apply to voters in a community council election.

Sixteen and 17 year-olds residing in the community council area and named on the Electoral Register for that area are also entitled to both stand for the community council and vote in any election.

Any community council member who no longer resides within that community council area is deemed to have resigned from that community council. Dundee City Council can enable community

council members who have left the community council area to remain in place until the next election (full or interim) should they wish to.

Any individual who is elected to serve on Dundee City Council, or the Scottish or UK parliament shall be ineligible to remain a community councillor, or to stand for election to a community council. Such persons, upon taking office, become *ex-officio* members of the community councils contained in whole or in part of their electoral constituency.

10 Nominations and Elections

The first elections to be held under the Scheme shall be held on a date to be determined by Dundee City Council.

Subsequent elections will be held on a four-yearly-cycle on dates to be determined by the community council in agreement with Dundee City Council. Where the number of established community councils exceeds a level to be determined by the Dundee City Council, elections for a proportion of the total number of established community councils within the 4-yearly cycle may be arranged. Should community councils' election cycle fall in the year of Scottish local government or parliamentary elections, the electoral proceedings will be held in the following year.

Dundee City Council will administer all elections.

11 Returning Officer

Dundee City Council will appoint an Independent Returning/Depute Officer. The Independent Returning/Depute Officer must not be a current elected member of that community council nor intending to stand for election to that community council.

12 Nominations

Individuals seeking election to a community council require to be nominated by a proposer and seconder, both of whom must be on the Electoral Register for that community council area. Nominations require to be submitted with the candidate's consent.

A nomination form should be completed, the style of which will be described within the Guidance Notes. Nominations require to be submitted by post, email or online by the date set down in the election timetable. No nomination forms submitted after that date will be accepted.

13 Process

On the expiry of the period for lodging nominations:

- Should the number of candidates validly nominated equal or exceed **HALF**, but be less than or equal to the total maximum permitted membership as specified for the community council area, the said candidates will be declared to be elected and no ballot shall be held.
- Should the number of candidates validly nominated exceed the total maximum permitted membership as specified for the community council area, arrangements for a Poll shall be implemented. At the Poll, each voter shall be entitled to vote for candidates up to the number of vacancies on the community council.
- Should the number of candidates elected, be below **HALF** of the total maximum permitted membership, as specified for the community council area, no community council will be established at that time. However, that does not preclude Dundee City Council from issuing a second call for nominations for a community council area failing to meet the minimum membership requirement within 6 months of the closing date for the registration of the first call for nominations.

14 Method of Election

Elections will be based on whole local authority areas or devolved administrative areas, as deemed appropriate. Ideally, elections will take place across whole local authority areas at one time. However, large local authorities may need to take an incremental approach to elections across their area, over a specified period of time or cycle. Community councils shall be elected on a simple majority basis.

15 Filling of casual places/vacancies between elections

Casual vacancies on a community council may arise in the following circumstances:

- When an elected community council member submits their resignation;
- When an elected community council member ceases to be resident within that community council area;
- When an elected community council member has their membership disqualified (Clause 18).
- On the death of an elected community council member.

Should a vacancy or vacancies arise on a community council between elections, it shall be a requirement that the community council undertake appropriate election arrangements, in consultation with the local authority. Filling a vacancy can be undertaken either through the process of an interim election or by co-option. However, should circumstances arise that lead to the number of elected community councillors falling below **HALF** of the maximum permitted membership, the local authority shall be informed and shall undertake arrangements for an interim election to be held, as described within the Guidance Notes.

16 Co-option to Community Councils

Co-opted members must be eligible for membership of the community council as detailed in Section 5 of the Community Council Scheme. They must be elected onto the community council by a two-thirds majority of the elected (general and interim) community councillors present and voting. Such co-opted members shall have full voting rights, with the exception of voting on co-option of members, and will serve until the next round of elections (general and interim). Notice of any proposed co-option procedure is required to be intimated to all of that community council's members at least 14 days prior to the meeting when the matter will be decided.

The number of co-opted members may not exceed a **THIRD** of the current elected (general and interim) community council membership. Should the ratio of co-opted to elected community councillors become greater than one third, due to any circumstances, an interim election process shall be triggered.

17 Additional Membership

Associate Members

Associate members may be appointed by a community council where there may be a need for individuals with particular skills or knowledge. These individuals do not have voting rights. Associate members may serve for a fixed period as determined by the community council or for the term of office of the community council that has appointed them. Associate members may also include representation from other constituted local voluntary organisations. Associate members are not required to be residents of the community council area.

Ex-Officio Members

Local Authority Councillors, MPs and MSPs whose wards or constituencies fall wholly or partly within the geographical area of the community council area shall be deemed ex-officio members of the community council. Ex-officio members shall have no voting rights on the community council.

Youth Membership

Each community council is able to appoint two youth members between the ages of 16-18. Youth members must live within the community council area. These members shall be in addition to the total membership of each community council but will be considered as full members of the community council. They will have full voting rights, with the exception of co-option and will be appointed for a two-year term.

18 Equalities

The Equality Act 2010 makes it unlawful to discriminate against persons or groups on the grounds of the protected characteristics of race, sex, gender recognition, disability, age, sexual orientation, marriage and civil partnership, pregnancy and maternity, and religion or belief.

Recognition should be given to the contribution of everyone participating in the work of the community council. Community councils must comply with Equal Opportunities legislation and should recognise and value diversity in their membership and in their communities, ensuring that equality of opportunity be given to every resident to have their knowledge, opinion, skill and experience taken into account.

Consideration must also be given by the community council as to their meeting place, whether online or in-person. This must be in terms of accessibility and facilities for disabled users, as well as location, as far as practicable, to ensure that the needs of all members, visiting public or other additional members are met.

19 Disqualification of Membership

Membership of a community council is invalidated should a community councillor's residency qualification within that community council area cease to exist. If any member of a community council fails to attend any community council meeting, with or without submitting apologies, throughout a period of 6 months, the community council may terminate their membership. At the discretion of individual community councils, a period of leave of absence for community council members may be granted at any meeting of the community council.

20 Meetings

The first meeting of a community council following a community council election, will be called by an independent Returning Officer approved by the local authority and will take place within 21 days of the date of the election, or as soon as practicable thereafter. The business of that meeting will include adoption of a Constitution and Standing Orders, appointment of office bearers and any outstanding business matters from the outgoing community council.

The frequency of meetings will be determined by each community council, subject to a minimum of one annual general meeting and 6 ordinary meetings being held each year. The annual general meeting shall be held in a month of each year to be determined by Dundee City Council.

The quorum for community council meetings shall be one third of the current voting membership of a community council, or 3 voting members, whichever is the greater.

An outline for the content of business that community councils should adhere to when holding ordinary, special and annual general meetings is contained within the Model Standing Orders.

21 Virtual Meetings

Community councils may decide to take an in-person, online or hybrid approach to their meetings, and the platform to be used for any meeting is for the community council to decide.

Virtual meetings may include members of the public where this can be accommodated, but this is not mandatory and for each community council to determine.

Whether or not they are able to attend, proper provision must be made to afford members of the public the opportunity to address the community council as set out in the following paragraph.

An Agenda for the meeting shall be published in the usual way and all Members of the community council and members of the public invited, in advance, to submit comments on any Agenda item to the community council's generic email address or by other appropriate means; such views to be considered by the Members dealing with the items of business. Comments may also be submitted during the meeting itself, but the ability to receive comments in advance will assist the community council in managing a remote meeting.

Minutes of the meeting and details of any decisions taken must be recorded, in writing, in the usual way and made publicly available. Video or audio recording of meetings can only take place with the clear consent of all present, such consent to be recorded in the written minutes.

22 Liaison with Dundee City Council

In order to facilitate the effective functioning of community councils, Dundee City Council has identified officials to act as a Liaison Officer with community councils. These officials are the relevant Communities Officer covering the community council's area. Unless there is a specific agreement or an issue is a specific departmental issue, all correspondence between the local authority and the community councils should, in the first instance, be directed through that official.

Community councils may make representations to the local authority and other public and private agencies, on matters for which it is responsible and which it considers to be of local interest. Representations should be made, in the case of statutory objections, such as planning or licensing matters, to the appropriate local authority official. On issues where a local authority department is consulting with community councils, representations should be made to the appropriate departmental officer.

Community councils shall provide copies of their agendas and minutes within prescribed timescales to the Council via the local authority's named official.

23 Resourcing a Community Council

The financial year of each community council shall be provided for in the constitution of each community council and shall be from 1st April to 31st March in each succeeding year to allow for the proper submission of audited statement of accounts to the community council's annual general meeting on a specified date.

The Annual Accounts of each community council shall be independently examined by an examiner appointed by the community council, who is not a member of that community council. A copy of the independently examined statement of accounts/balance sheet shall be forwarded immediately thereafter the statement is approved at the community council's annual general meeting, to a named official of the local authority.

The named official may, at their discretion and in consultation with the Council's Chief Financial Officer, require the community council to produce such records, vouchers and account books, as may be required.

Each community council shall have the power to secure resources for schemes, projects and all other purposes consistent with its functions.

Each community council shall be eligible to apply for grants for suitable projects through Dundee City Council's grants system.

Dundee City Council may provide an initial administrative grant to community councils to assist with the operating costs of the community council. The grant shall be fixed at a minimum flat rate of £330 with an additional minimal 2p per Registered Elector.

Dundee City Council shall determine any additional support services/resourcing, such as: photocopying and distribution of community council minutes, agendas and free lets of halls for community council meetings, to suit local requirements. Dundee City Council will review the level of annual administrative grant and other support to community councils following each local government electoral cycle.

Dundee City Council's Liaison Officers shall facilitate advice and assistance to community councils and arrange for the establishment of a training programme for community councils on the duties and responsibilities of community council office bearers, the role of community councils, the functions of the local authority and other relevant topics.

24 Liability of Community Council Members

Insurance is required for a community council to be operational. All community councils should arrange their own insurance.

25 Dissolution of a Community Council

The terms for dissolution of a community council are contained within the Model Constitution.

Notwithstanding these terms, should a community council fail to hold a meeting for a period of 3 consecutive prescribed meeting dates, or its membership falls below the prescribed minimum for a period of 3 consecutive prescribed meeting dates (during which time the community council and the local authority have taken action to address the situation), Dundee City Council shall take action to dissolve that community council.

Dundee City Council

Local Government (Scotland) Act 1973

Proposed Amendments to the Council's Scheme for the Establishment of Community Councils

Notice is hereby given, that Dundee City Council, in exercise of the powers conferred upon it by Section 53 (1) of the above mentioned Act, are initiating the second of two 8 week periods of public consultation on proposed amendments to the Scheme for the Establishment of Community Councils.

A meeting of the Children, Families and Communities Committee, held on 22 January 2024, agreed to give public notice of these proposed amendments.

The proposed amendments to the Scheme for the Establishment of Community Councils and Associated Documentation may be examined online at [Community Councils and Neighbourhood Representative Structures | Dundee City Council](#).

Hard copies of the documents may be requested by contacting shoreterrace@dundeecity.gov.uk , or by calling 01382 435808.

Any person or organisation wishing to make written representations on the proposed amendments to the Scheme for the Establishment of Community Councils should address them to shoreterrace@dundeecity.gov.uk or by post to Nicky MacCrimmon, Community Learning & Development Manager, 1 Shore Terrace, Dundee, DD1 3AH within a period of 8 weeks from publication of this Notice (No later than 22 March 2024).

Gregory Colgan

Chief Executive

Dundee Council

26 January 2024

A review of the existing Scheme of Establishment including the boundaries of the current community councils is proposed. Under **Section 53** of the 1973 Act, every local authority shall from time to time **review schemes** made and approved under the Act and, where they consider that such a scheme ought to be amended, they shall give public notice of their proposals, inviting any community council concerned and the public to make representations as respects the proposals.

A **decision** of the local authority to review or amend a scheme, shall be **by resolution** passed by not less than two-thirds of the members voting thereon at a local authority meeting specially convened for the purpose with notice of the object.

Statutory Process for review and amendment of the Scheme for the Establishment of Community Councils in accordance with Section 53 of the Local Government (Scotland) Act 1973

1. First Special Meeting of Full Council – 12 June 2023

- I. To review the Scheme based on proposals in Appendix [x].
- II. Approve publication of the Public Notice of Review which implements the first **8 week consultation period** closed 8 August 2023.

2. Second Special Meeting of Full Council – 22 January 2024

- I. Consider outcome of consultation and approve draft amended Scheme.
- II. Approve publication of Public Notice for the commencement of the second **8 week consultation period** on the draft amended Scheme closing 22nd March 2024.

3. Third Special Meeting of Full Council – May 2024

- I. Consider the draft reviewed Scheme and suggestions and agreed final draft of the Scheme.
- III. Approve publication of the Public Notice requesting final representations on the final draft of the Scheme, this is a **4 week period**.

4. Fourth Special Meeting of Full Council – May 2024

- I. Approve the final version of the Scheme and the date of adoption of the amended Scheme.
- II. Approve publication of the final Public Notice which confirms the date of the adoption of the amended Scheme.

Integrated Impact Assessment

Committee Report Number: 6-2024

Document Title: REVIEW OF DUNDEE'S SCHEME FOR THE ESTABLISHMENT OF COMMUNITY COUNCILS

Document Type: Policy

Description:

Report on the review of statutory obligation to provide a scheme of establishment for community councils

Intended Outcome:

Permission to carry out second consultation

Period Covered: 23/10/2023 to 29/12/2023

Monitoring:

Public consultation exercise

Lead Author:

Nicky MacCrimmon, CLD Manager, Neighbourhood Services,
nicky.maccrimmon@dundee.gov.uk , 01382 435822,
1 Shore Tce

Director Responsible:

Elaine Zwirlein, Executive Director Neighbourhood Services, Neighbourhood Services
elaine.zwirlein@dundee.gov.uk, 01382 434746
5 City Square Dundee DD1 3BA

Equality, Diversity and Human Rights

Impacts & Implications

Age: No Impact

Disability: No Impact

Gender Reassignment: No Impact

Marriage & Civil Partnership: No Impact

Pregnancy & Maternity: No Impact

Race / Ethnicity: No Impact

Religion or Belief: No Impact

Sex: No Impact

Sexual Orientation: No Impact

Are any Human Rights not covered by the Equalities questions above impacted by this report?

No

Fairness & Poverty

Geographic Impacts & Implications

Strathmartine:	Positive
Lochee:	Positive
Coldside:	Positive
Maryfield:	Positive
North East:	Positive
East End:	Positive
The Ferry:	Positive
West End:	Positive

Positive Implications: Reviewed structure will have a positive impact on communities who want to affect positive change in their communities.

Household Group Impacts and Implications

Looked After Children & Care Leavers: No Impact

Carers: No Impact

Lone Parent Families: No Impact

Single Female Households with Children: No Impact

Greater number of children and/or young children: No Impact

Pensioners - single / couple: No Impact

Unskilled workers or unemployed: No Impact

Serious & enduring mental health problems: No Impact

Homeless: No Impact

Drug and/or alcohol problems: No Impact

Offenders & Ex-offenders: No Impact

Socio Economic Disadvantage Impacts & Implications

Employment Status: No Impact

Education & Skills: No Impact

Income: No Impact

Caring Responsibilities (including Childcare): No Impact

Affordability and accessibility of services: No Impact

Fuel Poverty: No Impact

Cost of Living / Poverty Premium: No Impact

Connectivity / Internet Access: No Impact

Income / Benefit Advice / Income Maximisation: No Impact

Employment Opportunities: No Impact

Education: No Impact

Health: No Impact

Life Expectancy: No Impact

Mental Health: No Impact

Overweight / Obesity: No Impact

Child Health: No Impact

Neighbourhood Satisfaction: Positive

Community Councils allow people to make positive change in their community and this revised scheme will make this easier and make the communities more meaningful.

Transport: No Impact

Environment

Climate Change Impacts

Mitigating Greenhouse Gases: No Impact

Adapting to the effects of climate change: No Impact

Resource Use Impacts

Energy efficiency & consumption: No Impact

Prevention, reduction, re-use, recovery or recycling of waste: No Impact

Sustainable Procurement: No Impact

Transport Impacts

Accessible transport provision: No Impact

Sustainable modes of transport: No Impact

Natural Environment Impacts

Air, land & water quality: No Impact

Biodiversity: No Impact

Open & green spaces: No Impact

Built Environment Impacts

Built Heritage: No Impact

Housing: No Impact

Is the proposal subject to a Strategic Environmental Assessment (SEA)?	No further action is required as it does not qualify as a Plan, Programme or Strategy as defined by the Environment Assessment (Scotland) Act 2005.
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Corporate Risk

Corporate Risk Impacts

Political Reputational Risk: No Impact

Economic/Financial Sustainability / Security & Equipment: No Impact

Social Impact / Safety of Staff & Clients: No Impact

Technological / Business or Service Interruption: No Impact

Environmental: No Impact

Legal / Statutory Obligations: Positive

This report and the subsequent consultation on review of the scheme is required to meet our statutory obligations under the Local Government Act.

Organisational / Staffing & Competence: No Impact

Corporate Risk Implications & Mitigation:

The risk implications associated with the subject matter of this report are "business as normal" risks and any increase to the level of risk to the Council is minimal. This is due either to the risk being inherently low or as a result of the risk being transferred in full or in part to another party on a fair and equitable basis. The subject matter is routine and has happened many times before without significant impact.