

City Chambers
DUNDEE
DD1 3BY

13th September, 2024

Dear Colleague

You are requested to attend a MEETING of the **CITY COUNCIL** to be held in the Council Chamber, City Chambers, City Square, Dundee and also to be held remotely on Monday, 23rd September, 2024 called for 5.00pm.

The meeting will also be livestreamed to YouTube. Members of the Press or Public wishing to join the meeting as observers should follow this link www.dundee.gov.uk/live or alternatively they may attend in person.

Should you require any further information please contact Committee Services on telephone (01382) 434228 or by email at committee.services@dundee.gov.uk.

Yours faithfully

GREGORY COLGAN

Chief Executive

Programme of Business
(so far as known at the time of issuing this notice)

1 DECLARATION OF INTEREST

Members are reminded that, in terms of The Councillors Code, it is their responsibility to make decisions about whether to declare an interest in any item on this agenda and whether to take part in any discussions or voting.

This will include all interests, whether or not entered on your Register of Interests, which would reasonably be regarded as so significant that they are likely to prejudice your discussion or decision-making.

2 MINUTES

1. Minute of Planning Committee dated 12th August, 2024, page 1.
2. Minute of Licensing Board 15th August, 2024, page 3.
3. Minute of City Council dated 19th August, 2024, page 5.
4. Minute of Fair Work, Economic Growth and Infrastructure dated 19th August, 2024, page 7.
5. Minute City Governance dated 19th August, 2024, page 12.
6. Minute of Children, Families and Communities Committee dated 2nd September, 2024, page 15.
7. Minute of Neighbourhood Regeneration, Housing and Estates Management dated 2nd September, 2024, page 18.
8. Minute of City Governance Committee dated 2nd September, 2024, page 21.
9. Minute of Planning Committee dated 9th September, 2024, page 23.

3 GENERAL BUSINESS

APPOINTMENT – CHAIRPERSON - DUNDEE CITY HEALTH AND SOCIAL CARE INTEGRATION JOINT BOARD

It is reported that the terms of office of the Chairperson and Vice-Chairperson of the Dundee City Health and Social Care Integration Joint Board will come to an end at the October meeting of the Integration Joint Board, whereupon the role of Chairperson will revert to a Dundee City Council member of the Integration Joint Board.

The Council's instructions are requested with regard to this appointment. For the information of Members, the Council's current members on the Integration Joint Board are Councillor Lynn, Councillor Tolland and Councillor McHugh.

At a MEETING of the **PLANNING COMMITTEE** held remotely on 12th August, 2024.

Present:-

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

John ALEXANDER
Heather ANDERSON
Stewart HUNTER
Ken LYNN
Steven ROME

Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy McHUGH
George McIRVINE

Wendy SCULLIN
Pete SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

Bailie Will DAWSON, Convener, in the Chair.

The minute of meeting of this Committee of 17th June, 2024 was held as read.

Unless marked thus * all items stand delegated.

Prior to the commencement of business, the Convener referred to the recent sad passing of Councillor Malone, and paid tribute to him on behalf of the Committee and paid tribute to the public service rendered by him.

I DECLARATION OF INTEREST

There were no declarations of interest

II PLANNING APPLICATIONS

- (a) 23-00789-FULM – PROPOSED RESIDENTIAL DEVELOPMENT - LAND TO THE SOUTH OF LINLATHEN GROVE, ARBROATH ROAD, DUNDEE – FOR KIRKWOOD HOMES LTD

The Committee acceded to a request for a deputation to address the Committee in support of the application by Allan Rae of Kirkwood Homes and Ewan MacLean of Emac Planning. After the deputations had stated their cases and answered questions from members of the Committee, they were thanked for their attendance and withdrew.

Thereafter, having considered objections received, the Committee refused the application on the grounds that the application site is designated as Open Countryside on the Dundee Local Development Plan 2019 Proposals Map. The proposed residential development fails to meet any of the criteria outlined by LDP Policy 31, and would result in the development within the Open Countryside. There are no material considerations of sufficient weight which justify the approval of planning permission, contrary to the requirements of the Development Plan. The development fails to demonstrate that residents would be able to meet the majority of their daily needs within a reasonable distance of their home, by walking, wheeling or cycling or using sustainable transport options, contrary to the principles of local living. The application is therefore contrary to the requirements of NPF4 Policy 15a. There are no material considerations of sufficient weight which justify the approval of planning permission, contrary to the requirements of the Development Plan. The application fails to demonstrate the development would be accessible by public transport. The application is therefore contrary to the requirements of NPF4 Policy 13b and LDP Policy 54. There are no material considerations of sufficient weight which justify the approval of planning permission, contrary to the

requirements of the Development Plan. The application site is not allocated for housing in the LDP and fails to meet the criteria contained within NPF4 Policy 16f. The application is therefore contrary to NPF4 Policy 16a and Policy 16f. There are no material considerations of sufficient weight which justify the approval of planning permission, contrary to the requirements of the Development Plan. The development would not form part of a well-connected network, does not make moving around easy or reduce car dependency as required by the Six Qualities of a Successful Place. The application is therefore contrary to the requirements of NPF4 Policy 14b and LDP Policy 1. There are no material considerations of sufficient weight which justify the approval of planning permission, contrary to the requirements of the Development Plan.

Will Dawson, Convener.

At a MEETING of the **LICENSING BOARD** held remotely on 15th August, 2024.

Present:-

Bailie Christina ROBERTS

COUNCILLORS

Stewart HUNTER
Ken LYNN

Roisin SMITH
Georgia CRUICKSHANK

Pete SHEARS
Daniel COLEMAN

Councillor Stewart HUNTER, Convener, in the Chair.

The minute of meeting of this Board of 16th May, 2024 was held as read.

Prior to the commencement of business, the Convener referred to the recent sad passing of Janet Hood, and paid tribute to her on behalf of the Board. Councillor Coleman also paid tribute to Mrs Hood, having known her in a personal capacity, and noted the loss this would be to the licensing fraternity.

I LICENSING (SCOTLAND) ACT 2005

(a) NEW GRANT

No	Premises	Applicant
1	Dundee (Afton Way) Service Station 2 Afton Way Dundee	Motor Fuel Limited

The Board noted that this application was to be deferred to the September Board meeting.

(b) VARIATIONS (MAJOR)

2	Co-op 36 Edward Street Dundee	The Co-operative Group Food Limited
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The Board, having heard an agent on behalf of the applicant, a Licensing Standard's Officer and the Board's Legal Adviser, agreed to allow the variation to allow delivery of alcohol products, cigarettes and groceries within Dundee and surrounding areas.

3	Co-op 134 Lawers Drive Broughty Ferry Dundee	The Co-operative Group Food Limited
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The Board, having heard an agent on behalf of the applicant, a Licensing Standard's Officer and the Board's Legal Adviser, agreed to allow the variation to allow delivery of alcohol products, cigarettes and groceries within Dundee and surrounding areas.

4	Co-op 9-11 Campfield Square Broughty Ferry Dundee	The Co-operative Group Food Limited
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The Board, having heard an agent on behalf of the applicant, a Licensing Standard's Officer and the Board's Legal Adviser, agreed to allow the variation to allow delivery of alcohol products, cigarettes and groceries within Dundee and surrounding areas.

5 Urban Beach
The Esplanade
Broughty Ferry
Dundee

Trygort (Number 5) Limited

The Board noted that this application had been withdrawn.

II PERSONAL LICENCE –REVIEW HEARING

(i) Lal Hussain Butt

The Board, having heard from the Chief Constables representative, the Licence holder and the Board's Legal Adviser, agreed to revoke the licence.

III PERSONAL LICENCE –REVIEW HEARING

(i) Sunny's Convenience Store, 65/67 Provost Road, Dundee

The Board, having heard from the Chief Constables representative, the Licence holder and the Board's Legal Adviser, agreed to revoke the licence.

IV NEW PERSONAL LICENCE –APPLICATION

(i) Ahmed Khan

The Board agreed to defer the application to the September Board meeting in order that the applicant could attend.

V PERSONAL LICENCE –REQUEST FOR REVIEW HEARING

The Board noted that this request had been withdrawn due to the Licence already having been revoked on a technical issue.

Stewart HUNTER, Convener.

At a MEETING of the **DUNDEE CITY COUNCIL** held at Dundee on 19th August, 2024.

Present:-

Lord Provost Bill CAMPBELL

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

John ALEXANDER
Heather ANDERSON
Mark FLYNN
Stewart HUNTER
Ken LYNN
Steven ROME

Lynne SHORT
Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy MCHUGH

George McIRVINE
Wendy SCULLIN
Pete SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

Lord Provost Bill CAMPBELL, Convener, in the Chair.

I DECLARATION OF INTEREST

There were no declarations of interest.

II MINUTES

The undernoted minutes were submitted and noted:-

Minute of Licensing Committee dated 25th April, 2024.

Minute of Licensing Committee dated 23rd May, 2024.

Minute of City Council dated 10th June, 2024.

Minute of Climate, Environment and Biodiversity Committee dated 10th June, 2024.

Minute of Fair Work, Economic Growth and Infrastructure Committee dated 10th June, 2024.

Minute of City Governance Committee dated 10th June, 2024.

Minute of Licensing Committee dated 13th June, 2024.

Minute of Planning Committee dated 17th June, 2024.

Minute of City Council dated 17th June, 2024.

Minute of Children, Families and Communities Committee dated 24th June, 2024.

Minute of Neighbourhood, Regeneration, Housing and Estate Management Committee dated 24th June, 2024.

Minute of City Governance Committee dated 24th June, 2024.

Minute of Scrutiny Committee dated 26th June, 2024.

Minute of Licensing Committee dated 22nd July, 2024.

III GENERAL BUSINESS

(i) OBITUARY - COUNCILLOR CHARLIE MALONE

The Lord Provost, Bailies Keenan, Macpherson and Scott and Councillor Alexander and other elected members, referred to the recent sad passing of Councillor Charlie Malone and paid tribute to the distinguished public service rendered by him. Thereafter, a minute's silence was observed in memory of Councillor Malone.

(ii) WARD NO 2 - LOCHEE – ELECTION ARRANGEMENTS

On a reference to Item (i) above, it was reported that the Chief Executive, as Returning Officer, would make arrangements for the filling of the resultant vacancy.

The City Council noted the position.

(iii) WARD NO 1 – STRATHMARTINE – ELECTION ARRANGEMENTS

It was reported that Councillor John Alexander had given notice of his resignation with effect from midnight 29th August, 2024.

It was reported that the Chief Executive, as Returning Officer, would make arrangements for the filling of the resultant vacancy.

The City Council noted the position.

IV APPOINTMENT TO MEMBERSHIP OF STANDING COMMITTEES AND OUTSIDE BODIES

(i) LICENSING COMMITTEE

It was reported that Councillor Scullin had submitted her resignation as a trained substitute of the above Committee.

The Council agreed to the appointment of Councillor Finnegan as a trained substitute.

The City Council noted the position.

Lord Provost Bill CAMPBELL, Convener.

At a MEETING of the **FAIR WORK, ECONOMIC GROWTH AND INFRASTRUCTURE COMMITTEE** held at Dundee on 19th August, 2024.

Present:-

Lord Provost Bill CAMPBELL

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

John ALEXANDER
Heather ANDERSON
Mark FLYNN
Stewart HUNTER
Ken LYNN
Steven ROME

Lynne SHORT
Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy MCHUGH

George McIRVINE
Wendy SCULLIN
Pete SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

Councillor Steven ROME, Convener, in the Chair.

The minute of meeting of this Committee of 10th June, 2024 was held as read.

Unless marked thus * all items stand delegated.

I DECLARATION OF INTEREST

There were no declarations of interest.

II CIVIC GOVERNMENT (SCOTLAND) ACT 1982 – STREET NAMES NEW RESIDENTIAL DEVELOPMENT AT WHITFIELD DRIVE

There was submitted Agenda Note AN17-2024 advising of the results of the consultation for new street names at a new residential development at Whitfield Drive, Dundee.

The Committee agreed the undernoted street names:-

Gifford Avenue;
Gifford Lane;
Gifford Place; and
Gifford Street.

III ANNUAL ROAD SAFETY REPORT AND 20MPH PROGRESS REPORT

There was submitted Report No 204-2024 by the Executive Director of City Development informing of the progress made towards the national road casualty reduction targets to 2030 along with the ongoing 20mph progress and the Council's programme of road safety works for 2024/2026. The report also updated the Committee on the monitoring of the School Streets Zones.

The Committee agreed:-

- (i) to note the road casualty statistics for the local road network, and the Scottish Government road safety targets to 2030 and 2050;
- (ii) to approve the conversion of areas identified in Appendix B to 20mph zones;

- (iii) to approve the programme of road safety works contained in Appendix D; and
- (iv) to note the monitoring information of the School Street Zones.

IV REVIEW OF PERMITTED DEVELOPMENT RIGHTS IN CONSERVATION AREAS

There was submitted Report No 201-2024 by the Executive Director of City Development seeking approval to cancel the current Article 4 Directions which restricted permitted development rights in 16 of Dundee's 17 Conservation Areas, as they were no longer required.

The Committee agreed:-

- (i) to the cancellation of the current Article 4 Directions in 16 of Dundee's Conservation Areas; and
- (ii) to delegate the Head of Planning and Economic Development to undertake the statutory advertisement procedure advising of the cancellation of Article 4 Directions.

V TRAFFIC SIGNAL MAINTENANCE REGIONAL PROCUREMENT

There was submitted Report No 205-2024 by the Executive Director of City Development seeking approval to participate in a collaborative procurement with Angus Council and Perth & Kinross Council for the supply of traffic signal maintenance and upgrade services.

The Committee agreed:-

- (i) to approve Dundee City Council's participation in the collaborative procurement exercise led by Angus Council; and
- (ii) to delegate authority to the Head of Sustainable Transport and Roads to award work under the contract.

VI ENGINEERING CONSULTANCY - PROCUREMENT SOURCING STRATEGY

There was submitted Report No 215-2024 by the Executive Director of City Development seeking approval of the procurement sourcing strategy for provision of specialist engineering consultancy services to support the delivery of transport related projects.

Thereafter, the Convener, seconded by Councillor Tolland, moved the following:-

- (i) to approve the commencement of a procurement exercise for engineering consultancy services, based on the sourcing strategy summarised in the report; and
- (ii) to delegate authority to the Executive Director of City Development to finalise the procurement sourcing strategy and award contracts (as set out in Section 4.5 of the report) up to the value of £500,000, for the provision of engineering consultancy services following competitive tendering processes undertaken through the Scotland Excel Framework for Engineering and Technical Consultancy – Lot 2 Transportation and Traffic.

As an amendment, Bailie Macpherson, seconded by Councillor Coleman moved that recommendation 2.1.b be altered to read:-

delegates authority to the Executive Director of City Development to finalise the procurement sourcing strategy and award contracts (as set out in Section 4.5) up to the value of £200,000, for the provision of engineering consultancy services following competitive tendering processes undertaken through the Scotland Excel Framework for Engineering and Technical Consultancy – Lot 2 Transportation and Traffic.

On a division, there voted for the motion – the Convener, Lord Provost Campbell, Depute Lord Provost Cordell, Bailies Dawson, Roberts and Sawers and Councillors Alexander, Anderson, Flynn, Hunter, Lynn, Short, Smith and Tolland (14); and for the amendment – Bailies Keenan, Wright, Macpherson and Scott and Councillors Cruickshank, Finnegan, McHugh, McIrvine, Scullin, Shears, Coleman, Crichton and Duncan (13) - whereupon the motion was declared carried.

VII TENDERS RECEIVED BY HEAD OF DESIGN AND PROPERTY

There was submitted Report No 200-2024 by the Executive Director of City Development, detailing tenders received and requesting decisions thereon.

- (a) VARIOUS PROPERTIES – INSPECTION AND TESTING OF HEATING AND VENTILATION CONTROL SYSTEMS

The Committee agreed to approve the tender from Craigalan Controls Ltd in the sum of £777,120.80, together with allowances of £77,712, giving a total expenditure of £854,832.80.

- (b) DCA – REPLACEMENT GOODS AND PASSENGER LIFTS

The Committee agreed to approve the tender from Caltech Ltd in the sum of £458,174.50, together with allowances of £98,000, giving a total expenditure of £556,174.50.

- (c) BROUGHTY FERRY TO MONIFIETH ACTIVE TRAVEL – ESPLANADE RESURFACING AND CROSSINGS

The Committee agreed to approve the tender from Tayside Contracts in the sum of £731,408.39, together with allowances of £153,000, giving a total expenditure of £884,408.39.

- (d) ST MARY'S AND LEONARD'S DRAINAGE STRATEGY – ACTIVE TRAVEL PROPOSALS - DESIGN STAGE 0 - 2

The Committee agreed to accept the tender from Atkins Realis in the sum of £39,420, together with allowances of £25,000, giving a total expenditure of £64,420.

VIII TENDERS RECEIVED BY HEAD OF DESIGN AND PROPERTY

There was submitted Report No 182-2024 by the Executive Director of City Development, detailing tenders received and requesting decisions thereon.

- (a) MILL O'MAINS PRIMARY SCHOOL – ENHANCED SUPPORT AREA UNIT

It was recommended to accept the offer from Robertson Construction Tayside Ltd in the sum of £203,058.19, together with allowances of £70,000, giving a total expenditure of £273,058.19.

- (b) ST JOHN'S RC HIGH SCHOOL – BALMERINO BLOCK ENHANCED SUPPORT AREA TOILET CHANGING FACILITIES

It was recommended to accept the offer from Robertson Construction Tayside Ltd in the sum of £240,915.76, together with allowances of £45,000, giving a total expenditure of £285,915.76.

- (c) ST JOHN'S RC HIGH SCHOOL – POOL LINER, GLULAM BEAMS AND POOL PLANTROOM UPGRADE

It was recommended to accept the offer from Robertson Construction Tayside Ltd in the sum of £320,444.56, together with allowances of £50,000, giving a total expenditure of £370,444.56.

In view of the timescales involved this report was approved by the Executive Director of City Development in consultation with the Convener of the Fair Work, Economic Growth and Infrastructure

Committee, Labour Group Spokesperson, Liberal Democrat Group Spokesperson and the Scottish Conservative and Unionist Party Member.

IX TENDERS RECEIVED BY HEAD OF DESIGN AND PROPERTY

There was submitted Report No 203-2024 by the Executive Director of City Development, detailing tenders received and requesting decisions thereon.

(a) VARIOUS PRIMARY AND NURSERY SCHOOLS – WIFI INSTALLATION PHASE 4

It was recommended to accept the offer from North SV Ltd in the sum of £60,155.44, together with allowances of £13,000, giving a total expenditure of £73,155.44.

In view of the timescales involved this report was approved by the Executive Director of City Development in consultation with the Convener of the Fair Work, Economic Growth and Infrastructure Committee, Labour Group Spokesperson, Liberal Democrat Group Spokesperson and the Scottish Conservative and Unionist Party Member.

X TENDERS RECEIVED BY HEAD OF DESIGN AND PROPERTY

There was submitted Report No 208-2024 by the Executive Director of City Development, detailing tenders received and requesting decisions thereon.

(a) DIGHTY RESTORATION FEASIBILITY STUDY

It was recommended to accept the offer from AECOM Ltd in the sum of £89,991.76, together with allowances of £10,008.24, giving a total expenditure of £100,000.

In view of the timescales involved this report was approved by the Executive Director of City Development in consultation with the Convener of the Fair Work, Economic Growth and Infrastructure Committee, Labour Group Spokesperson, Liberal Democrat Group Spokesperson and the Scottish Conservative and Unionist Party Member.

XI TENDERS RECEIVED BY HEAD OF DESIGN AND PROPERTY

There was submitted Report No 212-2024 by the Executive Director of City Development, detailing tenders received and requesting decisions thereon.

(a) DUNDEE HOUSE PROPOSED CONTROLLED ACCESS

It was recommended to accept the offer from Chubb Ltd in the sum of £121,444.79, together with allowances of £25,000, giving a total expenditure of £146,444.79.

In view of the timescales involved this report was approved by the Executive Director of City Development in consultation with the Convener of the Fair Work, Economic Growth and Infrastructure Committee, Labour Group Spokesperson, Liberal Democrat Group Spokesperson and the Scottish Conservative and Unionist Party Member.

The Committee resolved under Section 50(A)(4) of the Local Government (Scotland) Act 1973 that the press and public be excluded from the meeting for the undernoted items of business on the grounds that they involved the disclosure of exempt information as defined in paragraphs 6 and 9 of Part I of Schedule 7A of the Act.

XII COMMERCIAL LEASE

There was submitted Report No 199-2024 by the Executive Director of City Development seeking approval to renew a commercial lease.

The Committee agreed to approve the terms as recommended.

XIII LETTING OF COMMERCIAL PROPERTY

There was submitted Report No 213-2024 by the Executive Director of City Development seeking approval to the letting of commercial property.

It was recommended to agree to the letting on the provisionally agreed terms.

In view of the timescales involved this report was approved by the Executive Director of City Development in consultation with the Convener of the Fair Work, Economic Growth and Infrastructure Committee, Labour Group Spokesperson, Liberal Democrat Group Spokesperson and the Scottish Conservative and Unionist Party Member.

Steven ROME, Convener.

At a MEETING of the **CITY GOVERNANCE COMMITTEE** held at Dundee on 19th August, 2024.

Present:-

Lord Provost Bill CAMPBELL

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

John ALEXANDER
Heather ANDERSON
Mark FLYNN
Stewart HUNTER
Ken LYNN
Steven ROME

Lynne SHORT
Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy MCHUGH

George McIRVINE
Wendy SCULLIN
Pete SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

Councillor John ALEXANDER, Convener, in the Chair.

The minute of meeting of this Committee of 24th June, 2024 was held as read.

Unless marked thus * all items stand delegated.

I DECLARATION OF INTEREST

There were no declaration of interest.

II UNISON'S END VIOLENCE AT WORK CHARTER

This item was placed on the agenda at the request of Councillors Tolland and Flynn who proposed that the Council signs UNISON's End Violence at Work Charter.

The link to the Charter was : <https://www.unison.org.uk/unison-health-and-safety/violence-at-work/>

Thereafter the Committee resolved to support and sign the Charter.

III CAPITAL EXPENDITURE MONITORING 2024/2025

There was submitted Report No 207-2024 by the Executive Director of Corporate Services, appraising the Committee of the latest position regarding the Council's Capital Plan 2024/2029.

The Committee agreed to note the latest position regarding the Council's Capital Plan 2024/2029.

IV REVENUE MONITORING 2024/2025

There was submitted Report No 202-2024 by the Executive Director of Corporate Services, providing an analysis of the 2024/2025 projected revenue outturn as at 31st May 2024 and the impact on the Council's overall balances position.

The Committee agreed:-

- (i) to note that as at 31st May 2024 the General Fund was projecting an overall overspend of £5.084m against the adjusted 2024/2025 Revenue Budget and the impact this had on the projected Council's General Fund Balances;

- (ii) to note the budget adjustments totalling £3.658m and detailed in second column of Appendix A to the report as virements to the previously approved Revenue Budget;
- (iii) to note that as at 31st May 2024 the Housing Revenue Account (HRA) was projecting an overspend of £0.400m against the adjusted HRA 2024/2025 Revenue Budget and the impact this had on the element of the projected Renewal and Repair Fund balance earmarked to HRA;
- (iv) to note the key strategic, operational and financial risks being faced by the Council outlined in Appendix B to the report;
- (v) to note that the Chief Executive and Executive Directors were developing financial recovery plans to bring expenditure within budget in the current financial year and these would be reported back to the Committee. In addition, officers would continue to take appropriate steps to manage current and recurring revenue expenditure, including reviewing vacancies and any new recurring commitments, reducing expenditure and reviewing service provision; and
- (vi) to note the current position on Leisure and Culture Dundee (LACD), as set out in paragraph 7.1 to the report.

V CHIEF EXECUTIVES SERVICE PLAN 2023/2028 – PROGRESS REPORT FOR 2023/2024

There was submitted Report No 206-2024 by the Chief Executive, providing an update on progress made in Quarters 3 and 4 during financial year 2023/2024 in relation to the Chief Executive's Service Plan for 2023/2028.

The Committee agreed to note the progress summarised in section 5.0 to the report and approved the detailed progress report which was attached as an Appendix to this report.

VI CHILDREN AND FAMILIES SERVICE PLAN 2023/2027 PROGRESS UPDATE

There was submitted Report No 221-2024 by the Executive Director of Children and Families Service, providing the first six month update on progress with the Children and Families Service Plan 2023/2027.

The Committee agreed to note progress being made in respect of the Improvement Plan and requested the Executive Director to provide a further update in six months time.

VII NEIGHBOURHOOD SERVICES SERVICE PLAN 2022/2027 – ANNUAL PROGRESS REPORT 2023/2024

There was submitted Report No 169-2024 by the Executive Director of Neighbourhood Services, providing an annual update showing progress as of 31st March 2024 for the Neighbourhood Services Plan which was agreed by the Council in June 2023.

The Committee agreed to note the progress being made and remitted the report to the Scrutiny Committee for further consideration.

VIII SCRUTINY COMMITTEE ANNUAL REPORT

There was submitted Report No 209-2024 by the Chief Internal Auditor, presenting the Scrutiny Committee Annual Report for 2023/2024 for noting.

The Committee noted the Scrutiny Committee's annual report.

IX REDUCING HARM FROM DRUG AND ALCOHOL USE – UPDATE REPORT

There was submitted Report No 229-2024 by the Independent Chair, Dundee Drug and Alcohol Partnership, providing a summary overview of progress made during the first year of the Dundee Alcohol and Drug Partnership's Strategic Framework 2023/2028 and inform them of priorities for the second year of delivery.

The Committee agreed:-

- (i) to note the content to the report and the progress toward implementation of the Dundee Alcohol and Drug Partnership's (ADP) delivery plan as detailed in section 4.2 to the report and the draft ADP annual report as detailed in Appendix 1 to the report;
- (ii) to note the priority areas for year two of delivery (2024/2025) identified by the ADP and approved by the Chief Officers Group as detailed in section 4.3 to the report; and
- (iii) to note the ADP's Delivery Plan will be submitted to the IJB on 21st August for approval.

X INTERNAL AUDIT REPORT - LEISURE AND CULTURE DUNDEE (LACD) – FINANCIAL SUSTAINABILITY

There was submitted Report No 210-2024 by the Chief Executive reviewing the summary of the Internal Audit Report on Leisure and Culture Dundee – Financial Sustainability referred from the Scrutiny Committee of 26th June, 2024 and agree the recommendations in the report.

The Committee agreed:-

- (i) to note the summary as detailed in Appendix 1 to the report considered by Scrutiny Committee on 26th June 2024; and
- (ii) to consider the additional context set out in the report and working with Leisure and Culture Dundee remit the Chief Executive to undertake a fuller review of agreements, priorities, funding and options for Leisure and Culture Dundee.

XI M365 BACKUP AND SECURITY

There was submitted Report No 220-2024 by the Executive Director of Corporate Services seeking approval for the purchase of licenses for security and backup of Microsoft 365.

The Committee agreed:-

- (i) to the purchase of licenses for Microsoft 365 Backup and Security; and
- (ii) to remit the Senior Service Manager IT to purchase licenses required for backup and security of Microsoft 365.

XII VALEDICTORY – COUNCILLOR JOHN ALEXANDER, LEADER OF THE ADMINISTRATION

The Lord Provost, Bailies Keenan, Macpherson and Scott, Councillor Flynn and other elected members took the opportunity to pay tribute to Councillor John Alexander who had intimated that he would be leaving office as a Councillor and that his last day with Dundee City Council would be 29th August, 2024. Lord Provost Campbell thanked him for services rendered and Councillor Alexander replied in suitable terms.

John ALEXANDER, Convener.

At a MEETING of the **CHILDREN, FAMILIES AND COMMUNITIES COMMITTEE** held at Dundee on 2nd September, 2024.

Present:-

Lord Provost Bill CAMPBELL

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

Heather ANDERSON
Mark FLYNN
Stewart HUNTER
Ken LYNN
Steven ROME
Lynne SHORT

Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy McHUGH

George McIRVINE
Wendy SCULLIN
Peter SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

External members for Articles I to IV

Ms Jodi BARCLAY, Teacher Representative
Mr David GIBSON, Teacher Representative
Mrs Tara JAVED, Parent Representative
Mrs Teresa LITTLE, Roman Catholic Church Representative
Mrs Margaret MCVEAN, Church of Scotland Representative

Councillor Stewart HUNTER, Convener, in the Chair.

The minute of meeting of this Committee of 24th June, 2024 was held as read.

Unless marked thus * all items stand delegated.

I DECLARATION OF INTEREST

There were no declarations of interest.

II PARENT AND PUPIL REPRESENTATION ON THE CHILDREN, FAMILIES AND COMMUNITIES COMMITTEE

On a reference to Article V of the minute of meeting of the City Council held on 23rd May, 2022, wherein it was agreed to seek nominations for parent and pupil representatives on the Children and Families Services Committee, there was submitted Agenda Note AN18-2024.

(a) PARENT REPRESENTATION

The current parent representatives were Tara Javed (primary representative) and John Anderson-McGuinness (secondary representative) and there was no need for them to be replaced at this time. The nominees had agreed to continue to abide by the Code of Conduct in accordance with the Standards Commissions Guidance.

The Committee approved the above.

(b) PUPIL REPRESENTATION

It was reported that the pupil representative for 2023/2024 session had now left school and the City Wide Pupil Voice had nominated a replacement pupil representative. Arrangements were being made for the pupil to become a member of the Committee and further details would be reported in due course.

The Committee noted the position as indicated.

III FOLLOW UP SCHOOL LEAVER DESTINATIONS

There was submitted Report No 236-2024 by the Executive Director of Children and Families Service presenting the results of the Scottish Government's Summary Statistics for Follow-Up Leaver Destinations, No.6: 2024 Edition, published 18th June, 2024, in relation to Dundee's 2022/2023 school leavers' post-school destinations.

The Committee agreed:-

- (i) to note the contents of the report; and
- (ii) to request that the Executive Director provided a further update report on the achievement and attainment of our young people in the Senior Phase in academic session 2023/2024 following the Insight (national benchmarking tool) update scheduled to take place late September 2024.

IV SCOTTISH QUALIFICATIONS AUTHORITY (SQA) 2024 EXAM RESULTS

There was submitted Report No 243-2024 by the Executive Director of Children and Families Service providing an initial high-level summary of provisional, pre-appeals, Scottish Qualifications Authority (SQA) 2024 exam results, published 6th August, 2024.

The Committee agreed:-

- (i) to note the contents of the report; and
- (ii) to request that the Executive Director provided a further update report on the achievement and attainment of our young people in the Senior Phase in academic session 2023/2024 following the Insight (national benchmarking tool) update scheduled to take place late September 2024.

V ADOPTION OF REVISED SCHEME FOR THE ESTABLISHMENT OF COMMUNITY COUNCILS

There was submitted Report No 214-2024 by the Executive Director of Neighbourhood Services seeking approval for the adoption of the revised Scheme for the Establishment of Community Councils.

The Committee agreed:-

- (i) to adopt the revised Scheme for the Establishment of Community Councils; and
- (ii) to the first set of elections under the scheme being held from 1st March, 2025.

VI COMMUNITY LEARNING AND DEVELOPMENT PLAN 2024-2027

There was submitted Report No 217-2024 by the Executive Director of Neighbourhood Services seeking approval for the Community Learning and Development (CLD) Plan, which was developed with key CLD partners in the City under the Requirement for Community Learning and Development (Scotland) Regulations 2013.

The Committee agreed:-

- (i) to approve the Community Learning and Development Plan, as detailed in Appendix 1 of the report; and
- (ii) to note that progress on the plan would be reported to Committee annually.

Stewart HUNTER, Convener.

At a MEETING of the **NEIGHBOURHOOD REGENERATION, HOUSING AND ESTATE MANAGEMENT COMMITTEE** held at Dundee on 2nd September, 2024.

Present:-

Lord Provost Bill CAMPBELL

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

Heather ANDERSON
Mark FLYNN
Stewart HUNTER
Ken LYNN
Steven ROME
Lynne SHORT

Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy McHUGH

George McIRVINE
Wendy SCULLIN
Pete SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

Councillor Mark FLYNN, Convener, in the Chair.

The minute of meeting of this Committee of 24th June, 2024 was held as read.

Unless marked thus * all items stand delegated.

I DECLARATION OF INTEREST

There were no declarations of interest.

II SOURCING STRATEGY FOR THE TENDER OF 24 FLATS AT BLACKNESS ROAD

There was submitted Report No 224-2024 by the Executive Director of Neighbourhood Services seeking approval for a sourcing strategy for a tendering exercise for the site at Blackness Road, the results of which would be reported to a future meeting of this Committee

The Committee agreed:-

- (i) to approve the commencement of a procurement exercise in respect of the project described (based on the sourcing strategy summarised in this report); and
- (ii) to delegate authority to the Executive Director of City Development in conjunction with the Executive Director of Corporate Services to undertake a two-stage invited competitive tender process carried out in compliance with the Public Contracts (Scotland) Regulations 2015. The results of the competitive tender would be reported to a future committee with a recommendation for the course of action.

III PROCUREMENT OF WORKS TO INSTALL RETROFIT FABRIC UPGRADES IN THE FLEMING GARDENS AREA, INCLUDING FLEMING TRUST

There was submitted Report No 225-2024 by the Executive Director of Neighbourhood Services providing an update on the development of a sourcing strategy for the tender process to procure a Principal Contractor to install retrofit fabric upgrades including structural external wall insulation; underfloor and loft insulation; replacement doors and windows; solar PV panels and battery energy

storage; decentralised mechanical ventilator with heat recovery and seeking approval to commence a compliant tender process, leading to the award of a contract.

The Committee agreed:-

- (i) to approve the commencement of a procurement exercise in respect of the project described (based on the sourcing strategy summarised in this report);and
- (ii) to delegate authority to the Executive Director of City Development to utilise the Scotland Excel Framework for Energy Efficiency Contractors, Ref: 1320 and report the preferred tender to a future committee, following a tender process carried out in compliance with the Public Contracts (Scotland) Regulations 2015.

IV PROCUREMENT OF WORKS TO INSTALL RETROFIT FABRIC UPGRADES IN THE GLENPROSEN TERRACE AND LAWTON 1ST AREAS

There was submitted Report No 226-2024 by the Executive Director of Neighbourhood Services providing an update on the development of a sourcing strategy for the tender process to procure a Principal Contractor to install retrofit fabric upgrades including external wall insulation; underfloor and loft insulation; replacement doors and windows; solar PV panels and battery energy storage; decentralised mechanical ventilation with heat recovery and seeking approval to commence a compliant tender process, leading to the award of a contract.

The Committee agreed :-

- (i) to approve the commencement of a procurement exercise in respect of the project described (based on the sourcing strategy summarised in this report);and
- (ii) to delegate authority to the Executive Director of City Development to utilise the Scotland Excel Framework for Energy Efficiency Contractors, Ref: 1320 and report the preferred tender to a future committee, following a tender process carried out in compliance with the Public Contracts (Scotland) Regulations 2015.

V SOURCING STRATEGY FOR THE PROCUREMENT OF WINDOW REFURBISHMENT SERVICES

There was submitted Report No 227-2024 by the Executive Director of Neighbourhood Services providing an update on the development of a sourcing strategy for the tender process to procure a Principal Contractor to refurbish existing windows, and seeking approval to commence a tender process, leading to award of a contract.

The Committee agreed:-

- (i) to approve the commencing of a procurement exercise in respect of the project described (based on the sourcing strategy summarised in this report);and
- (ii) to delegate authority to the Executive Director of Neighbourhood Services to appoint the successful bidder, following a mini competition between Contractors appointed to the Scotland Excel Property Maintenance and Refurbishment framework Ref: 1821 carried out in compliance with the Public Contracts (Scotland) Regulations 2015.

VI TENDERS RECEIVED BY HEAD OF DESIGN AND PROPERTY

There was submitted Report No 230-2024 by the Executive Director of City Development detailing tenders received and requesting a decision thereon:-

- (a) CONISTON TERRACE CONVERSION OF FORMER HMO

The Committee agreed to accept the offer from Construction Services in the sum of £117,478.74, together with allowances of £27,621.81, giving a total expenditure of £145,100.55.

(b) LAW CRESCENT BOILER UPGRADES

The Committee agreed to accept the offer from Construction Services in the sum of £410,757.96, together with allowances of £89,593.38, giving a total expenditure of £500,341.34.

Mark FLYNN, Convener.

At a MEETING of the **CITY GOVERNANCE COMMITTEE** held at Dundee on 2nd September, 2024.

Present:-

Lord Provost Bill CAMPBELL

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN
Helen WRIGHT

Fraser MACPHERSON
Derek SCOTT

COUNCILLORS

Heather ANDERSON
Mark FLYNN
Stewart HUNTER
Ken LYNN
Steven ROME
Lynne SHORT

Roisin SMITH
Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy McHUGH

George McIRVINE
Wendy SCULLIN
Pete SHEARS
Daniel COLEMAN
Michael CRICHTON
Craig DUNCAN

Councillor Mark Flynn, Convener, in the Chair.

The minute of meeting of this Committee of 19th August, 2024 was held as read.

Unless marked thus * all items stand delegated.

I DECLARATION OF INTEREST

There were no declaration of interest.

II ANTISOCIAL BEHAVIOUR – JANUARY TO JUNE 2024

There was submitted Report No 130-2024 by the Executive Director of Neighbourhood Services, providing an overview on the reporting figures to the Neighbourhood Services - Antisocial Behaviour (ASB) Team for the period 1st January to 30th June 2024. This would be reported in two separate quarters for Q4 of 2023/2024 and Q1 of 2024/2025.

The Committee agreed to note the content of the report.

III A NATIONAL CARE SERVICE FOR SCOTLAND – RESPONSE TO THE CALL FOR EVIDENCE

There was submitted Report No 235-2024 by the Chief Executive, providing an update on amendments being proposed at Stage 2 of the National Care Service (Scotland) Bill process and setting out a proposed response to be submitted on behalf of Dundee City Council to the Health, Social Care and Sport Committee's call for evidence.

The Committee agreed:-

- (i) to note that the Scottish Government had written to the Health, Social Care and Sport (HSCS) Committee with a package of amendments for further debate at Stage 2 of the National Care Service (Scotland) Bill process; and
- (ii) to consider and agree the draft response as detailed in Appendix 2 to the report to be submitted to the call for evidence launched by the HSCS Committee on the amendments, by the new deadline of 20th September 2024.

IV PROCUREMENT OF COMMUNICATION AND JOURNALING APPLICATION SEESAW SOFTWARE

There was submitted Joint Report No 237-2024 by the Executive Director of Children and Families Service and the Executive Director of Corporate Services, providing an update on the development of a sourcing strategy for the tender process for the procurement of a communication and journaling application and seeking approval to direct award a contract compliantly via the NHS digital workplace solutions framework.

The Committee agreed:-

- (i) to approve the direct award of the contract in respect of the project described in the report, based on the sourcing strategy, summarised in the report;
- (ii) to delegate authority to the Executive Director of the Corporate Services to award a contract to the successful bidder, following a quote received from the supplier of Seesaw. This was a continuation of the service which had been embedded across schools since 2020. This process had been carried out in compliance with the Public Contracts (Scotland) Regulations of 2015; and
- (iii) to approve expenditure on the project to the estimated cost of the contract of £99,499 as detailed in Item 3 – Financial Implications of the report.

Mark FLYNN, Convener.

At a MEETING of the **PLANNING COMMITTEE** held remotely on 9th September, 2024.

Present:-

Depute Lord Provost Kevin CORDELL

BAILIES

Will DAWSON
Christina ROBERTS

Willie SAWERS
Kevin KEENAN

Helen WRIGHT
Derek SCOTT

COUNCILLORS

Heather ANDERSON
Stewart HUNTER
Ken LYNN
Steven ROME
Roisin SMITH

Siobhan TOLLAND
Georgia CRUICKSHANK
Jax FINNEGAN
Dorothy McHUGH

George McIRVINE
Wendy SCULLIN
Pete SHEARS
Michael CRICHTON
Craig DUNCAN

Bailie Will DAWSON, Convener, in the Chair.

The minute of meeting of this Committee of 12th August, 2024 was held as read.

Unless marked thus * all items stand delegated.

I DECLARATION OF INTEREST

There were no declarations of interest

II PLANNING APPLICATIONS

18/01056/FULM– PROPOSED RESIDENTIAL DEVELOPMENT - LAND TO NORTH OF DENHEAD OF GRAY, DYKES OF GRAY ROAD, DUNDEE – FOR SPRINGFIELD PROPERTIES

The Committee acceded to request a for a deputation to address the Committee relative to objections to the application, by Fionn Stevenson, Dundee Civic Trust, which was recommended for approval. After the deputation had stated their case and answered questions from members of the Committee, they were thanked for their attendance and withdrew.

The Committee also acceded to requests for a deputation to address the Committee in support of the application by David Jewell of Springfield Developments and Bill Batchelor of Western Gateway Community Committee. After the deputations had stated their cases and answered questions from members of the Committee, they were thanked for their attendance and withdrew.

Thereafter, having considered objections received, the Committee approved the application subject to the conditions recommended by the Head of Planning and Economic Development.

(b) 23/00677/FULL - CHANGE OF USE OF FLAT TO SHORT TERM LET – 28 WEST QUEEN STREET, BROUGHTY FERRY, DUNDEE – FOR MR EUAN STEWART, WEST DEVELOPMENT PROPERTIES LTD

Having considered objections received, the Committee approved the application subject to the conditions recommended by the Head of Planning and Economic Development.

III PLANNING APPEAL DECISION

PLANNING APPLICATION 23/00617/PPPM: LAND TO SOUTH OF WEST GREEN PARK AND EAST OF DYKES OF GRAY ROAD (HOUSING SITE H42)

There was submitted Agenda Note AN19-2024, wherein it was reported that Planning application 23/00617/PPPM sought planning permission in principle for residential development (up to 58 residential dwellings) with associated landscaping, open space, access, infrastructure, and other associated works. The application was refused by the Planning Committee at its meeting on 12 February 2024 for the following reasons:

1. the applicant has not provided a Statement of Community Benefit. The proposal therefore fails to explain the proposal's contribution to local housing requirements, local infrastructure and residential amenity contrary to Policy 16b of National Planning Framework 4. There are no material considerations of sufficient weight to justify approval of the application; and
2. the proposal fails to consider the need for affordable homes and does not propose any form of affordable housing. The proposal therefore fails to demonstrate compliance with Policy 16e of National Planning Framework 4. There are no material considerations of sufficient weight to justify approval of the application.

Planning appeal reference PPA-180-2072 was submitted and the Reporter appointed by Scottish Ministers issued a notice of intention on 10 January 2024. The Reporter intended to ALLOW the appeal and GRANT planning permission in principle.

The full appeal decision could be accessed via:

<https://idoxwam.dundee.gov.uk/idoxpa-web/applicationDetails.do?keyVal=S0ZDRVGCMUJ00&activeTab=summary>

The determining issues in the appeal were the principle of development, the reasons for refusal, the density of the proposed development, and transport and access arrangements.

The Reporter noted that the majority of the site was allocated for residential development in the LDP. Although the proposal would not comply with Policy 5 of NPF4 due to the land being prime agricultural land and housing not being in the list of exceptions to that policy, it did gain support from Policy 16 of NPF4 and Policy 9 of the LDP due to the allocation of the site for housing. On that basis, the Reporter was satisfied that the principle of housing development on the appeal site has been established.

Although the Reporter accepted that the appellant had failed to comply with the wording of NPF4 Policy 16 by not providing a Statement of Community Benefit, they were satisfied that the information expected to be included in a statement had been incorporated within other documents provided with the planning application.

The second reason for refusal was the failure to consider the need for affordable housing. The Reporter noted that Part e) of Policy 16 of NPF4 supported development proposals for new homes where provision was made for affordable homes to meet an identified need. Notwithstanding this, the policy goes on that this was unless LDPs set out the circumstance in clause ii) where a lower contribution was justified, and that the contribution was to be provided in accordance with local policy or guidance.

The Reporter noted that the LDP did not contain a specific policy relating to affordable housing and that the LDP's developer contributions requirements at this location did not include an affordable housing contribution. Further to this they noted that the Council's Developer Contributions supplementary guidance was statutory and it was therefore part of the development plan and as such has sufficient weight to be taken into consideration under the provisions of NPF4 Policy 16 part e). The Supplementary Guidance did not require affordable housing contributions.

For those reasons, the Reporter considered that the absence of affordable housing would be consistent with the development plan and was not contrary to part e) of Policy 16 of NPF4.

The other matters including the density of the site, transport and access arrangements, drainage, biodiversity, energy, noise, footpath links, archaeology and ground conditions were all considered by the Reporter and they were satisfied that the application of planning conditions would satisfy the relevant development plan policies.

The final matter was that of a planning obligation relating to primary education contributions and a road upgrade. On that point, the Reporter had deferred the determination of the appeal for a period of up to 12 weeks to enable the obligation to be completed.

Claim for Award of Expenses

The appellant submitted a claim for an award of expenses during the appeal process, which would be dealt with in a separate Decision Notice. At the time of writing that had not been published.

The Committee agreed to note the position as outlined in the note.

Will DAWSON, Convener.