

REPORT TO MARR AREA COMMITTEE – 5 May 2015

CIVIC GOVERNMENT (SCOTLAND) ACT 1982 APPLICATION FOR GRANT OF TEMPORARY PUBLIC ENTERTAINMENT LICENCE – REQUEST FOR EXTENSION OF OPERATING HOURS FOR FUNFAIR

1 Recommendations

- 1.1 **It is recommended that the extension of the hours of operation of the funfair be granted as sought.**

2 Background/Discussion

Council's Operation Policy for Fairgrounds and Circuses

- 2.1 Aberdeenshire Council's agreed policy in respect of Circuses and Fairgrounds, sets out standard operating hours of –

1400 hrs – 2100hrs (Monday – Thursday);
1400 hrs – 2200hrs (Friday-Saturday); and
1400 hrs – 1700 hrs (Sunday).

- 2.2 Any requests for operating hours outwith the policy must be agreed in advance by the relevant Area Committee.

Request for Additional Operating Hours

- 2.3 The Showmen's Guild of Great Britain, Scottish Section, of 62 Cambuslang Road, Rutherglen, Glasgow, submitted an application for the grant of a temporary public entertainment licence relating to the operation of a funfair at Aboyne Green. The applicant wishes to operate as follows:

Friday 31 July 2015, 18:00 to 23:30 hours and
Saturday 1 August 2015, 08:00 to 23:30 (kiosks only) and all other equipment,
11:30 to 23:30 hours.

- 2.4 Any extension to operating hours granted does not absolve the operator from operating within the terms of their licence, including meeting any noise limits or other conditions which might be imposed.

Consultations

- 2.5 At the time of writing this Report, the application is out to consultation with Police Scotland, Scottish Fire & Rescue Service, Building Standards and Outdoor Services. To date, no adverse observations have been received in respect of the application and it is not anticipated that any will be lodged. The Committee will be verbally updated on the day of the meeting'.

Procedure

- 2.6 At the same time as processing an application for a temporary public entertainment licence, officers have put this Report to the relevant Area Committee for consideration.
- 2.7 The decision of the Committee will be final.

Options for Disposal

- 2.9 The Committee's options in disposing of the Application are:-
- (a) To grant the hours of operation as sought.
 - (b) To grant restricted hours of operation; or
 - (c) Refuse to grant the extended operating hours in which case the funfair will operate the hours outlined in Aberdeenshire Council's policy for fairgrounds and circuses.
- 2.10 When coming to a decision the Committee must consider the evidence heard and the grounds of refusal outlined at paragraph 2.9 of this Report. Supplementary advice and information can be requested, if required.
- 2.11 The Council's Head of Finance and the Monitoring Officer within Business Services have vetted this report and have no comments to make.

3 Equalities, Staffing and Financial Implications

- 3.1 There are no area, policy, finance, staffing or sustainability implications directly arising from this report.
- 3.2 An Equality Impact Assessment is not needed in this case because the granting or refusing of the application will not have a differential impact on the protected characteristics of the applicant or any third parties.

Christine Gore
Director of Business Services

Report prepared by:- Susan Odlin
Date: 21 April 2015