

Public Document Pack



To: Councillor Forsyth, Convener; and Councillors Boulton, Corall, Cormie, Graham, Grant, Len Ironside CBE, Kiddie, MacGregor, Malik, Malone, Townson, Nathan Morrison, Blackman and Reynolds.

Town House,
ABERDEEN 23 April 2013

LICENSING COMMITTEE

The Members of the **LICENSING COMMITTEE** are requested to meet in Committee Room 2 - Town House on **MONDAY, 29 APRIL 2013 at 2.00 pm.**

JANE G MACEACHRAN
HEAD OF LEGAL AND DEMOCRATIC SERVICES

B U S I N E S S

- 1 **Notice of Proposed Public Procession - Aberdeen Trades Union Council and Scottish Trades Unions Congress** (Pages 3 - 18)

Website: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Mark Masson, tel. 52(2989) or e-mail mmasson@aberdeencity.gov.uk

This page is intentionally left blank

ABERDEEN CITY COUNCIL

NOTICE UNDER SECTION 62 OF THE CIVIC GOVERNMENT (SCOTLAND) ACT 1982 OF A PROPOSED PROCESSION IN PUBLIC

Note: In terms of Section 62(2) of the Civic Government (Scotland) Act 1982, the minimum notice that you are required to give of your intention to hold a public procession is 28 days. Organisers should always endeavour to give further notice where possible. If you cannot meet the minimum notice period, the Council may waive such requirement, but only in exceptional circumstances and following consultation with the Chief Constable.

You should read the attached Policy/Guidance note on Public Processions and fill in all sections of this form. You must also complete and return a risk assessment form.

Please complete and sign this form and take 2 copies. Thereafter -

- (1) Send the original to Litigation and Licensing, Legal and Democratic Services, Aberdeen City Council, Business Hub 6 L1S, Marischal College, Broad Street, Aberdeen, AB10 1AB.
- (2) Send a copy to Grampian Police at Events Planning Unit, Aberdeen Division, Queen Street, Aberdeen, AB10 1ZA
- (3) Keep a copy for yourself.

Please complete the following details:

Organiser: Name JOHN CONNOR

Address [REDACTED]

[REDACTED]

[REDACTED]

Post Code [REDACTED]

Tel No. [REDACTED]

Mobile No. [REDACTED]

E-mail Address [REDACTED]

(Please provide these details as this will enable us to contact you as soon as possible)

Organisation ABERDEEN TRADES UNION COUNCIL + SCOTTISH TRADES UNIONS CONGRESS

Date and Time of Procession SATURDAY 4 MAY 2013 AT 11:00 AM.

Reason for Procession MAY DAY MARCH AND RALLY IN CITY CENTRE.

[REDACTED]

Proposed Route ASSEMBLY AT ABBY PLACE, ABERDEEN (HALL)

(Please attached plan if available)

MARCH OFF TO CASTLEGATE (11.30 AM)
RALLY AT THE CASTLEGATE (12.15 PM)

Estimated Number of (1) Participants UP TO 500 (2) Vehicles NONE

Arrangements for Controlling Procession BAND WILL BE AT THE FRONT OF THE PROCESSION AND STEWARDS WILL BE DISPERSED AROUND IT.

Number of Stewards 8 Number of Buses/Coaches NONE

Name of any Band(s) Participating WE ARE STILL IN NEGOTIATIONS TO SECURE THE SERVICES OF A BAND

Please list the processions in which you have acted as organiser over the last three years –

<u>Date of Procession</u>	<u>Organisation</u>
<u>NONE.</u>	

I, the organiser, have read the Council's Code of Conduct on Processions and agree to keep to its Standard Conditions

Signature [REDACTED] Date 4/03/13

DATA PROTECTION ACT 1998

Aberdeen City Council (the Data Controller) will process the information on this form for the purpose of placing any necessary conditions on the procession or preventing it, following due consultation. The information will be disclosed to Grampian Police and may also be circulated to Grampian Fire and Rescue Service and/or Enterprise Planning and Infrastructure, Aberdeen City Council for their statutory interest and to any other relevant body approved by the licensing authority. It may also be intimated to the H M Revenue & Customs. The information will also be held on a public register which will be available to members of the public on request.

G:\LEGAL\APPS\PUBPROC\PPNotificationForm

ABERDEEN CITY COUNCIL
CIVIC GOVERNMENT (SCOTLAND) ACT 1982
PUBLIC PROCESSIONS

RISK ASSESSMENT FORM TO BE COMPLETED BY PROCESSION ORGANISERS

SECTION ONE

Your Name John Connor

Address [REDACTED]
[REDACTED]

Tel No. [REDACTED]

Mobile No. [REDACTED]

E-mail Address [REDACTED]

Date of Procession 4 MAY 2013 Time 11:58 AM

Proposed Route: 11am ASSEMBLY AT ALBYN PLACE, ABERDEEN
11:30am MARCH OFF TO THE CASTLEGATE,
12:15 PM RALLY AT THE CASTLEGATE.

General Information for the organiser:

We are asking you to fill in this risk assessment form to help us to understand what dangers and risks might be associated with holding your event. This form will take you through the most common areas of risk which we and the Police might want to raise with you. We and the Police may carry out our own assessment of risk and may want to discuss our assessment with you before any meeting is held or at the first meeting itself.

When a risk assessment may not be needed:

We will tell you if you need to fill in this risk assessment form. You may not need to carry out a risk assessment, for example, if we consider your procession is routine or it has already been decided that the procession will carry little to no risk.

Purpose of filling in the risk assessment form:

A risk assessment of the procession will help to –

- Identify any dangers associated with holding it;
- evaluate the level of any known risks;
- decide who is at risk and in what way and how the risk to them could be reduced or removed; and
- decide, where other types of risk have been identified, whether it would be possible to introduce appropriate measures to allow the procession to go ahead.

Who should be filling this form in:

It would be preferable if you were a suitably qualified person (e.g. someone who is trained in health and safety regulations). If that is not possible, someone else in the organisation with a good knowledge of the area where the march is to be held should fill it in. We will then check the form and compare it to the assessment of risk which we and the Police may be carrying out.

How to fill in the form:

You should work your way through the form section by section. If there are parts to sections which you cannot fill in, you should contact the person named at the end of the form. If your overall assessment shows that there is a high risk associated with holding the procession, you should get in touch as soon as possible to discuss if we can find solutions to reduce or remove the risk. Once we have considered the notification, the risk assessment and all other evidence, we may contact you to hold a meeting.

Who you should send the form to:

You should send your risk assessment form, with your notification form, to the person named at the end of this form at least 28 days before you plan to hold a procession. If you cannot send your risk assessment with the notification, you should do so as soon as possible thereafter.

Next steps:

We will assess the risks associated with holding your procession as early as we can. You should remember to keep a copy of this form for your records and bring it with you for any meeting which we may hold. This is because we and the Police may want to raise issues with you about how your assessment compares to ours. In case there are problems, we may need further meetings.

SECTION TWO

Main risk assessment

The table in this section sets out the main areas of the risk assessment. You should provide as many supporting comments as you can.

Question	You must provide supporting comments in the boxes below. (Attach other pages if required).
Is the date of your procession particularly significant to the organisation?	YES. THE MARCH IS ON THE WEEKEND CLOSEST TO 1 MAY, WHICH IS THE DATE TRADITIONALLY ASSOCIATED WITH CELEBRATING INTERNATIONAL WORKERS DAY.
Has your organisation marched along the same route before?	YES, BUT NOT FOR A COUPLE OF YEARS.
Are there enough trained stewards to control the number of marchers expected?	YES, WE WILL HAVE EIGHT STEWARDS, THAT HAVE BEEN TRAINED AND HAVE EXPERIENCE IN CONTROLLING PROCESSIONS
Have there been any difficulties or tensions in the recent past with holding this procession?	NO, WE HAVE NEVER EXPERIENCED DIFFICULTIES IN HOLDING THIS PROCESSION IN THE PAST.
Please assess the level of risk there may be to public safety. (Please also say whether the risk is low, or high).	LOW. MAY DAY MARCHES ARE NOT CONTROVERSIAL, CELEBRATING INTERNATIONAL WORKERS DAY. PREVIOUS MAY DAY MARCHES HAVE NOT PRODUCED RISKS TO PUBLIC SAFETY.
Please assess any risk to public order. Please also say whether the risk is low, or high).	LOW. MAY DAY MARCHES ARE NOT CONTROVERSIAL AND PREVIOUS MARCHES HAVE NOT RESULTED IN ANY PUBLIC DISORDER.
Please assess the risk of damage to property. (Please also say whether the risk is low, or high).	LOW. PREVIOUS MAY DAY MARCHES HAVE GONE OFF WITHOUT ANY DISORDER OR RISK OF DAMAGE TO PROPERTY.

Question	You must provide supporting comments in the boxes below. (Attach other pages if required).
Please assess the risk of disruption to local business, the community or shoppers and traffic from holding the procession. Please also say whether the risk is low, or high).	<p>THE RISK OF DISRUPTION TO LOCAL BUSINESSES IS LOW AS ACCESS TO SHOPS/BUSINESSES WILL ONLY BE MARGINALLY AFFECTED.</p> <p>THE RISK OF DISRUPTION TO SHOPPERS/COMMUNITY/TRAFFIC IS LOW TO MEDIUM AS TRAFFIC WILL BE DENIED ACCESS TO UNION STREET FOR THE DURATION OF THE MARCH.</p>
Taking account of all the information in this table, what is your opinion of the overall risk of holding the procession? Is it low, or high?	<p>THE OVERALL RISK OF HOLDING THE PROCESSION IS LOW BECAUSE THE MARCH IS NOT CONTROVERSIAL AND HAS PASSED WITHOUT INCIDENT FOR MANY YEARS.</p>

SECTION THREE

This section details other information which you should consider as part of a general assessment of the procession. You should assess the following –

The main considerations	Supporting comments
At the end of the march, what are your arrangements for getting marchers to go home?	<p>MARCHERS WILL NATURALLY DISPERSE AT THE END OF THE MARCH & RALLY, AND GO HOME USING PRIVATE/PUBLIC TRANSPORT.</p>
Are you organising any other social events at the end of the march? (Please give details of what these are). And will you need a Police presence?	<p>THERE IS A RALLY AT THE CARTEGATH FROM 12.15 PM TO 1.50 PM. WE HAVE HAD A MINIMAL POLICE PRESENCE IN THE PAST ALTHOUGH THE PRESENCE WAS NEVER REQUIRED.</p>
Is the proposed route shown on your notification as a route that your organisation commonly uses?	<p>WE HAVE COMMONLY USED THIS ROUTE FOR MAY DAY MARCHES IN THE PAST.</p>

The main considerations	Supporting comments
Have you taken out insurance to help cover for any risks arising from the procession?	THE MARCH IS JOINTLY ORGANISED WITH THE STUC AND THEY HAVE PUBLIC LIABILITY INSURANCE TO COVER THE MARCH.
What is your assessment of the risks to marchers if the route passes through communities which may be against the march?	THE MARCH DOES NOT GO THROUGH COMMUNITIES THAT OPPOSE THE MARCH. FROM PREVIOUS EXPERIENCE SLOWLYERS HAVE ALWAYS SUPPORTED THE MARCH.
Do you have enough security in place for any coaches and other vehicles?	WE ARE NOT USING COACHES OR OTHER VEHICLES.
Have you assessed what other priorities there may be in the area on the day of the march?	WE ARE NOT AWARE AT THIS TIME OF COMPETING EVENTS ON 4 MAY IN THE CITY CENTRE.
Have you considered the effect on the community as a whole if the march went ahead?	THIS IS GOOD FOR BUSINESS / HOSTELRIES IN THE CITY CENTRE BECAUSE MARCHERS WILL USE CAFES / RESTAURANTS IN THE CITY CENTRE.
Could you combine this procession with other similar events in the area? If not, why not?	THERE ARE NO SIMILAR EVENTS IN THE AREA. THE NEAREST WOULD BE DUNDEE.

SECTION FOUR

Final assessment

If the local authority is holding a meeting, I would like to raise the following points about this risk assessment.

- >
- >
- >
- >
- >

Please provide any other supporting comments in the box below.

SECTION FIVE

Declaration

I have assessed the risks associated with holding the above procession.
I will come to any meeting which may be needed.

Signature of the person carrying out the risk assessment _____

Name in BLOCK CAPITALS JOHN CONNOR

Relevant qualifications of the person carrying out the risk assessment:

Signature of Organiser: _____

(You only need to fill in this part of the form if you are not the person who carried out the risk assessment).

Name in BLOCK CAPITALS _____

Date: _____

SECTION SIX

Please return the completed risk assessment form with the notification form to:

Licensing Team
Legal and Democratic Services
Corporate Governance
Aberdeen City Council
Business Hub 6 L1S
Marischal College
Broad Street
Aberdeen
AB10 1AB


We will ensure that a copy of your risk assessment is sent to the Police.

G:\LEGAL\APPS\PUBPROC\PPRISKASSESSMENT\11042007

Our Ref: A28.3/04/13/0781	Your Ref: 9/50/22 - jwNOTIFICATIONLET
Proposed Procession:	ATUC May Day Parade and Rally
Date:	1130 hours on Saturday 4 May 2013
Police met with organiser:	Yes
Police objection to procession:	No
Recommendations:	<ol style="list-style-type: none">1. There should be a minimum of 8 dedicated, appropriately qualified stewards in attendance;2. The organiser must fully brief stewards as to their responsibilities;3. The stewards must wear high-visibility jackets, at all times when escorting the procession;4. The Stewards must remain at the Castle gate after the parade for the duration of the Rally;5. The organiser must arrange a full, Council resourced, road closure over the route of the procession, for its duration;6. The organiser must inform the local media of the timings of the procession and likelihood of there being disruption to traffic in the City Centre;7. The organiser must inform the Hackney Licensing Department of the timings of the procession given the potential disruption to taxi ranks in the City Centre;8. The organiser must inform local bus companies of the street closures and their duration, to enable alternative routes to be implemented;9. The organiser must inform the Scottish Ambulance Service and Grampian Fire and Rescue Service about the times and movements of the procession; and10. The organisers should have in place Public Liability Insurance should any legal action or otherwise be forthcoming following an incident during this event
Policing to be provided:	Yes

<p>Comments:</p>	<p>This parade is an annual parade and has previously passed without incident.</p> <p>The route of this parade has been extended this year and will require road closure to be implemented by Aberdeen City Council Roads Department.</p> <p>The participants will gather at the start at 1100 hours, with the parade commencing at 1130 hours. The Procession will follow a tried and tested route for previous parades and will terminate at the Castlegate, where the TUC will hold a short rally.</p> <p>A policing presence will be provided during the entire event on the condition it lasts no longer than 2 hours in total. This time restriction is not intended to curtail any political activity but to ensure that police resources are not committed to this event for an extended period.</p> <p>Police Scotland are aware this event will coincide with a small political recruitment event planned by the National Front Scotland. The National Front Scotland organiser has expressed concerns due to two groups with differing political views being in the same area at the same time. Whilst there is no current intelligence to indicate a risk to public safety, there are likely to be implications for public order in the area. It is assessed that any activity will amount to verbal or protest activity only. Police Scotland are confident they can police these circumstances effectively however the combined effect of the two groups and a proportionate policing presence could result in some disruption to the life of the local community, particularly the regular Saturday market.</p>
-------------------------	--

<p>Police contact:</p>	<p>Events Planning, Aberdeen City Division, Tel 01224 306481</p>
-------------------------------	--

<p>Signed: _____  Martin Mackay, Chief Inspector, Aberdeen City Division</p>	<p>Date: 22 April 2013</p>
--	-----------------------------------

**Police Scotland
Aberdeen City Division
22 APR 2013
Chief Inspector
Support**

From: Colin Thomson
To: Jacqui Wallace
Date: 08/04/2013 10:16
Subject: Re: Public Procession Notification: Aberdeen Trades Union Council

Good morning Jacqui.

I note that the parade applied for is the "full-length" Albyn - Union Street - Castle Street march. This is not as held in recent years, when a St Nicholas Churchyard to Castlegate march has been adopted, under police control, thus avoiding traffic management and temporary traffic order costs.

The route as given will incur costs for the Council. The Committee may wish to ascertain where these costs will be met from. It would be a controversial decision to waive these for one organisation without extending this privilege to others (charities, British Armed Forces Day parade, et cetera and potentially to organisations with whose philosophies the Council may disapprove).

Colin Thomson
Technical Officer
Roadworks Coordination
phone: (01224) 538045
mob: 07801078461
fax : (01224) 538087
Direct Fax: 01224 522937
www.aberdeencity.gov.uk

This page is intentionally left blank

Licensing - May Day Parade

From: Aberdeen National Front [REDACTED]
To: "licensing@aberdeencity.gov.uk" <licensing@aberdeencity.gov.uk>
Date: 10/04/2013 10:24
Subject: May Day Parade

10/4/13

Dear Jacqui,

Firstly may I thank you for getting back to me so quickly regarding the Planned Mayday Parade by the Aberdeen Trades Union Council. Yes we are objecting to this parade based on the reasons below.

- 1) The National Front had already announced that they will be holding a "Recruitment day event" in the Castlegate area of the city on the same date and we will not change our plans under any circumstances as we have people from different organisations attending from other areas of Scotland.
- 2) The Planned parade by the TUC is not on the application page on the council's website and therefore no member of the public has had the chance to view the application or object to it as per legal guidelines.
- 3) The chance of public disorder at the castlegate is inevitable due to the mindless thuggery and animosity of left wing organisations in the past towards our party (National Front). Both groups in the same area at the same time would be a recipe for disaster.
The safety of our members and the public is paramount and would be compromised if the parade is allowed to end at the Castlegate.
- 4) Finally, it was revealed in 2012 that the preferred route for any processions/parades held in Aberdeen were to begin at St.Nicholas Church and end at the Castlegate. Has this changed since 2012?

This event has been planned to start at Albyn Place then head down Union street towards the Castlegate. We object to this route being used as it would seriously inconvenience the people of Aberdeen as they go about their business in the city centre on what is the busiest shopping day of the week.

Why has the TUC decided to hold a parade on the Saturday when it is acknowledged that May day parades are to take place on the Bank Holiday Monday which this year falls on the 6th May? We believe that they chose this date as they knew about our event which was already advertised for the 4th May.

If they want to hold the parade on the Monday then would consider allowing this to take place.

I look forward to hearing from you regarding this matter.

Yours
Dave MacDonald
National Front Scotland

This page is intentionally left blank

This page is intentionally left blank