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To: Councillor Reynolds, Convener; and Councillors Bell, Delaney, Malik and Townson.

Town House,
ABERDEEN, 7 August 2019

LICENSING SUB COMMITTEE

The Members of the **LICENSING SUB COMMITTEE** are requested to meet in **Committee Room 5 - Town House on WEDNESDAY, 14 AUGUST 2019 at 3.00 pm.**

FRASER BELL
CHIEF OFFICER - GOVERNANCE

B U S I N E S S

- 1 Notification of Public Procession - All Under One Banner (Pages 3 - 14)

Website Address: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Allison Swanson, tel 01224 522822 or email aswanson@aberdeencity.gov.uk

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LICENSING SUB-COMMITTEE INFORMATION SHEET

14 August 2019

TYPE OF APPLICATION: Notification of Public Procession

APPLICANT: Gary Kelly, All Under One Banner

INFORMATION NOTE

The initial notification for the procession was submitted in September 2018 and detailed a route from the Castlegate to Duthie Park. This raised concerns regarding public order and disruption of the community on the part of the Council's Roads Department. Following discussions with all parties the applicant agreed to amend the route to the current proposal of Albyn Place to the Castlegate. During this time the named organiser had changed a number of times and so the applicant was requested to submit amended paperwork with the new route and details of the new organiser. This was submitted on 31 July and circulated to the usual consultees. Police Scotland submitted a response with a number of proposed conditions. These were forwarded to the applicant on 2 August but at the time of writing we have not received any response from the applicant. As the conditions have not been agreed the Order cannot be issued under delegated powers and requires to be determined by the Sub-Committee. Copies of the amended notification and the response from Police Scotland are attached.

DESCRIPTION

Notification of Public Procession

CONSULTEES

- Police Scotland
- Public transport representatives
- Taxi representatives
- Local MPs and MSP
- Ward Councillors
- Council departments – roads, city events, emergency planning.

OBJECTIONS/REPRESENTATIONS

Police Scotland

COMMITTEE OPTIONS

1. Grant permission without any additional conditions
2. Grant permission subject to additional conditions
3. Prohibit the holding of the procession

MATTERS TO BE TAKEN INTO CONSIDERATION

The considerations to which the local authority shall have regard when deciding whether to prohibit the holding of a procession or impose conditions on it under this section shall include—

(a) the likely effect of the holding of the procession in relation to—

(i) public safety;

(ii) public order;

(iii) damage to property;

(iv) disruption of the life of the community;

(b) the extent to which the containment of risks arising from the procession would (whether by itself or in combination with any other circumstances) place an excessive burden on the police;

(c) where the person proposing to hold the procession has previously held one in the area of the authority or the persons likely to take part in the procession, or some of them, are the same persons as took part in one previously held in that area, or some of them—

(i) whether the previous procession was held in breach of a prohibition under this section on its being held or of a condition so imposed on the holding of it;

(ii) whether any guidance or code of conduct issued by the authority as to the holding of the previous procession or as to the holding of processions generally was followed; and

(iii) the effect of the previous procession in relation to the matters mentioned in sub-paragraphs (i) to (iv) of paragraph (a) above and in paragraph (b) above.

RECEIVED

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 Police Scotland Divisional Co-ordination Unit, Aberdeen Division, Queen Street, Aberdeen, AB10 1ZA
- (3) Keep a copy for yourself.

Please complete the following details:

Organiser: Name Cery Kelly
Address 111
111
111
Post Code 111
Tel No. 01224
Mobile No. 07779
E-mail Address Alluneroebaner@mail.com

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

Organisation All uneroe Baner
Date and Time of Procession 17th August 2019, leave 1.30pm sharp.
Reason for Procession To show support for an
Independent Scotland.
Proposed Route Albyn place, Alford place,
Union Street, Castle Street, Castlegate.

(Please attached plan if available)

Estimated Number of (1) Participants 10,000 (2) Vehicles /

Arrangements for Controlling Procession Experienced Head Steward Team, Volunteer Stewards + First aiders.

Number of Stewards 500 Number of Buses/Coaches /

Name of any Band(s) Participating The Auld 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>Car Concession over telephone call.</u>

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

Signature [Signature] Date 30/7/2019

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.

ABERDEEN CITY COUNCIL

CIVIC GOVERNMENT (SCOTLAND) ACT 1982

PUBLIC PROCESSIONS

RISK ASSESSMENT FORM TO BE COMPLETED BY PROCESSION ORGANISERS

SECTION ONE

Your Name _____

Address _____

Tel No. _____

Mobile No. _____

E-mail Address Allenderonebamer@mac.com

Date of Procession 17th August 2019 Time leave 1.30pm sharp

Proposed Route: please see notification

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?	NO.
Has your organisation marched along the same route before?	NO.
Are there enough trained stewards to control the number of marchers expected?	Yes, absolutely.
Have there been any difficulties or tensions in the recent past with holding this procession?	There is normally a counter-protest but police Scotland handle it very well.
Please assess the level of risk there may be to public safety. (Please also say whether the risk is low, or high).	Very low risk to public safety.
Please assess any risk to public order. Please also say whether the risk is low, or high).	Very low risk to public order.
Please assess the risk of damage to property. (Please also say whether the risk is low, or high).	Very low risk to 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>Very low risk.</p> <p>will have an effect to be effect to increased business as well as this being a historic occasion</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>Very low risk.</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>Competitive Sewing Team</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 will be a political rally.</p>
Is the proposed route shown on your notification as a route that your organisation commonly uses?	<p>No.</p>

The main considerations	Supporting comments
Have you taken out insurance to help cover for any risks arising from the procession?	NO insurance legally required
What is your assessment of the risks to marchers if the route passes through communities which may be against the march?	Very low risk.
Do you have enough security in place for any coaches and other vehicles?	Yes.
Have you assessed what other priorities there may be in the area on the day of the march?	All good to go.
Have you considered the effect on the community as a whole if the march went ahead?	Very positive.
Could you combine this procession with other similar events in the area? If not, why not?	No, Stodoloe event.

SECTION FOUR

Final assessment

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

- >
- >
- >
- >
- >
- >

NA.

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 _____

Relevant qualifications of the person carrying out the risk assessment:

_____ *Scottish Citizen + experiential events organiser*

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.

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Our Ref: 02/08/19/9537-1	Your Ref:
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Proposed Procession:	All Under One Banner Parade
Proposed date & time:	1330 hours on Saturday 17 August 2019.
Route:	Albyn Place to Castlegate, Aberdeen via Union Street and Castle Street.
Police met with organiser:	Yes
Police objection to procession:	No – provided TTRO and full road closure are in place.
Recommendations:	<ol style="list-style-type: none"> 1. There should be a minimum of 500 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 organiser must ensure a Temporary Traffic Regulation Order (TTRO) and full approved Traffic Management company road closure is in place over the route of the procession, for its duration. 5. 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. 6. The organiser must inform the Hackney Licensing Department of Aberdeen City Council of the timings of the procession given the potential disruption to taxi ranks in the City Centre. 7. The organiser must inform local bus companies of the street closures and their duration, to enable alternative routes to be implemented. 8. The organiser must inform the Scottish Ambulance Service and Scottish Fire and Rescue Service about the times and movements of the procession. 9. 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, but only if a Temporary Traffic Regulation Order (TTRO) and full road closure is in place.

Comments:	<p>It is anticipated there will be approximately 10000 participants in the parade. There will be approximately 500 volunteer stewards along the route.</p> <p>The parade will commence at 1330 hours.</p> <p>The organiser must have been granted a Temporary Traffic Regulation Order before the parade can go ahead. A full approved traffic management company resourced road closure must also be in place.</p>
Police contact:	Events Planning, North East Division, Tel 01224 306481
<p>Signed: Date: 7 August 2019</p> <p>Chief Inspector Paterson, North East Division</p>	