

# Licensing Sub-Committee of the Regulatory Committee

10.00am, Friday, 11 September 2015

## Proposed 'Yes 2 Scotland' Parade – 18 September 2015

<b>Item number</b>	4.1
<b>Report number</b>	
<b>Executive/routine</b>	
<b>Wards</b>	11 - City Centre

### Executive summary

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The City of Edinburgh Council has been notified of a proposed march by 'Yes 2 Scotland', to take place on 18 September 2015.

The Council has limited powers in respect of marches. It can take no action and the march would proceed as the organiser intends. Alternatively it has the power to attach conditions or, under limited circumstances, to ban the march.

This proposed march has been referred to Committee for a decision after consultation with the Convener and Vice Convener.

### Links

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<b>Coalition pledges</b>	N/A
<b>Council outcomes</b>	N/A
<b>Single Outcome Agreement</b>	N/A

## Proposed 'Yes 2 Scotland' Parade – 18 September 2015

### Recommendations

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It is recommended that the Committee:

- 1.1 makes an order in respect of the proposed march, imposing conditions attached at Appendix 2.

### Background

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- 2.1 Under the Civic Government (Scotland) Act 1982, anyone organising a procession in Scotland must notify the appropriate local authority and the police at least 28 days prior to the date of the event.
- 2.2 The City of Edinburgh Council has been notified that Yes 2 Scotland intends to hold a march through the city on 18 September 2015 (Appendix 1).
- 2.3 The Council has limited powers available regarding the control of such events. These powers should only normally be exercised to prevent public disorder, risk to public safety, damage to property, or excessive disruption to the life of the community. [Download the Scottish Government Guidance to local authorities on marches and parades.](#)

### Main report

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- 3.1 An EPOG process has been completed with respect to this event. A meeting was held on 17 August 2015. Minutes of that meeting are attached at Appendix 3.
- 3.2 The proposed route includes Kings Stables Road, Grassmarket, Cowgate, Holyrood Road, Holyrood Gait, Queen's Drive, finishing on Horse Wynd.
- 3.3 The attached standard conditions are sufficient to mitigate any disruption to the community.
- 3.4 A representative of Yes 2 Scotland will be invited to address the Committee regarding the proposed procession.
- 3.5 After consultation with the Convener and Vice Convener this is referred to Committee for a decision on the basis that some people may consider the proposed procession to be controversial.

## **Measures of success**

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- 4.1 That the Council discharges its statutory duties in respect of this notification.
- 4.2 That any parade is facilitated wherever possible and is managed in a way that minimises potential disruption to the life of the community.

## **Financial impact**

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- 5.1 None arising directly from this report.
- 5.2 Council resources will need to be deployed on the day, in particular with respect to any road closures.

## **Risk, policy, compliance and governance impact**

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- 6.1 Should the Committee decide to restrict or prohibit the procession, the person proposing to hold the procession may appeal against that decision to the Sheriff Court within 14 days of written reasons being received by them.

## **Equalities impact**

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- 7.1 In coming to a decision, the Committee will have to consider the rights of the procession organisers to stage their procession, and the Council's duty to foster good relations and ensure the protection of public order and safety. These must be discharged against the relevant statutory duties.

## **Sustainability impact**

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- 8.1 There may be some short term environmental impact arising from any agreed procession:
  - The proposed route crosses public roads, though arrangements have been made to mitigate any disruption caused.

## **Consultation and engagement**

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- 9.1 A representative of Yes 2 Scotland has had dialogue with relevant officers.

## **Background reading / external references**

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[Report to Regulatory Committee 17 November 2014](#)

Scottish Government guidance - [Review of parades and marches in Scotland \(2006\)](#)

## Susan Mooney

Head of Service, Community Safety

Contact: Andrew Mitchell, Community Safety Manager

E-mail [andrew.mitchell@edinburgh.gov.uk](mailto:andrew.mitchell@edinburgh.gov.uk) | Tel: 0131 469 5822

### Links

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<b>Coalition pledges</b>	N/A
<b>Council outcomes</b>	N/A
<b>Single Outcome Agreement</b>	N/A
<b>Appendices</b>	Appendix 1: Notification of intention to hold a parade Appendix 2: Standard conditions Appendix 3: Note from EPOG meeting 17 August 2015