

# Licensing Sub-Committee of the Regulatory Committee

10.00am, Friday, 27 May 2016

## Proposed James Connolly Commemoration Parade – 4 June 2016

<b>Item number</b>	5.2
<b>Report number</b>	
<b>Executive/routine</b>	
<b>Wards</b>	City Centre (Ward 11)

### Executive summary

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The City of Edinburgh Council has been notified of a parade which is proposed to take place on 4 June 2016 on the basis that it may be considered controversial and also plans to use the High Street.

At its meeting of 17 November 2014, the Regulatory Committee decided that marches involving the High Street must be submitted for Committee approval.

This proposed march has been submitted to Committee for a decision on the basis that it may be considered to be controversial.

The Council has limited powers in respect of marches. It can take no action and the marches would proceed as the organisers intend. Alternatively it has the power to attach conditions or, under limited circumstances, to ban the marches. The Committee needs to decide whether to exercise any of these options

### Links

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

## Proposed James Connolly Commemoration Parade – 4 June 2016

### 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 of intent to hold a James Connolly Commemoration Parade in the city on 4 June 2016 (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 Notification forms relevant to the proposed march are attached as Appendix 1.
- 3.2 The route proposed includes use of the High St. The proposed route is Holyrood Road, Cowgate, Candlemaker Row, George IV Bridge, Chambers Street.
- 3.3 This proposed march has been referred to Committee for a decision on the basis that the proposed procession may be considered to be controversial
- 3.4 The recommended conditions (Appendix 2) are sufficient to mitigate any disruption to the community.
- 3.5 Representatives of the event organiser will be invited to address the Committee regarding the proposed procession.

## 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 may 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 persons 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 The proposals in this report demonstrate a high degree of relevance to the public sector equality duty to eliminate unlawful discrimination, harassment and victimisation and to foster good relations. The proposals also demonstrate a high degree of relevance to human rights articles concerning freedom of thought, conscience and religion, and freedom of expression.
- 7.2 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 routes cross public roads, though arrangements will be made to mitigate any disruption caused.

## Consultation and engagement

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- 9.1 Statutory consultation has taken place regarding this event.

## Background reading / external references

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[Report to Regulatory Committee 24 July 2013](#)

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

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## Links

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<b>Coalition pledges</b>	N/A
<b>Council priorities</b>	N/A
<b>Single Outcome Agreement</b>	N/A
<b>Appendices</b>	Appendix 1: James Connolly Commemoration notification; Police Scotland comment (email dated 8 Jan 2016) Appendix 2: Recommended conditions Appendix 3: Notes from EPOG meeting 15/3/2016