

On 16 April 2003, South Ayrshire Council approved the following policy:-

- (a) that the Director of Development, Safety and Regulation (“the Director”) be given delegated powers to grant temporary licences in respect of all applications for public entertainment outdoor events which were unlikely to attract over 500 persons per day;
- (b) that all applications for public entertainment licences for outdoor events which were likely to attract over 500 persons per day would be dealt with under the full licensing procedures and advertised in terms of paragraph 2(7)(c) of Schedule 1 of the Civic Government (Scotland) Act 1982 except where powers were delegated to the Director to grant a temporary licence under the following paragraphs (c) and (e);
- (c) that the Director be given delegated powers to grant temporary licences where:-
 - (i) within the last three years from the date of application, the most recent event of a similar type and scale to the event applied for had taken place on the site applied for with no significant adverse reports or results relating to the suitability or convenience of the site for that event; and
 - (ii) there had been no developments in the vicinity of the site or other significant changes in circumstances since the date of the most recent event;
- (d) that, in assessing whether paragraph (c)(i) above applied, the Director would have regard to reports on the most recent event by all consultees and the views of the local member, all as submitted as soon as possible after the most recent event;
- (e) that, in any case where paragraphs (a) and (c) above did not apply, and there was insufficient time to implement the full licensing procedures or to submit the application to the Community Safety Committee, if the Director considered that (i) the use of the proposed site was unlikely to cause significant nuisance in the vicinity and (ii) on balance, the benefits of the proposed event would outweigh any potential adverse effects or consequences, he should be given delegated powers, following consultation with the Convenor or Vice-Convenor of the Community Safety Committee and the local member, to grant a temporary licence for that event;
- (f) that the delegated powers to grant temporary licences as set out in paragraphs (a), (c) and (e) above would not apply if there were any adverse reports which would justify refusal of the application in terms of the 1982 Act; and if there was any such report, the Director would be granted delegated powers to refuse a temporary licence application following consultation with the Convenor or Vice-Convenor of the Community Safety Committee and the local member;
- (g) that the Community Safety Committee, in considering applications for events on a new site or on a site which had not been used for public entertainment events within the last three years, if minded to grant, would normally grant a licence for the period applied for in the first year only, and not for subsequent years, subject however to each case being considered on its merits; and
- (h) that, for the avoidance of doubt, this policy would apply equally to Council-owned land which had been approved for use for public entertainment events.

Contact

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Public Entertainment Licences for Short-Term Outdoor Activities

16 April 2003

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