

Licensing Sub-Committee of the Regulatory Committee

2.30pm, Tuesday, 23 April 2019

Proposed Parades and Processions: June 2019

Item number	4.1
Report number	
Executive/routine	
Wards	City Centre (Ward 11)
Council Commitments	

Executive Summary

The City of Edinburgh Council has been notified of a parades which is proposed to take place in June 2019.

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

The proposed parades have been referred for the Committee's consideration on the basis that it may be considered controversial.

In January 2018 the Regulatory Committee decided to continue the practice that all parades involving the High Street must be submitted for Committee consideration.

Proposed Parades and Processions: June 2019

1. Recommendations

- 1.1 It is recommended that the Committee makes orders in respect of the proposed parades, imposing conditions attached at Appendix 2.

2. Background

- 2.1 Under the Civic Government (Scotland) Act 1982, anyone organising a parade or 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 the following event in the city (further details in Appendix 1). The proposed marches may be considered controversial and therefore cannot be dealt with under delegated powers. In addition, it is proposed that the marches will use the High Street:

	Event name	Event date
1(a)	Orange Order Parades <i>Proposed route includes use of High Street</i>	29 June 2019

- 2.3 The Council has limited powers available regarding the control of such parades. 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.

3. Main report

- 3.1 The notification form and other documents relevant to the proposed parades are attached as Appendix 1a.
- 3.2 The recommended conditions (Appendix 2) are sufficient to mitigate any possible disruption to the community.
- 3.3 Representatives of the organisation will be invited to address the Committee regarding the proposed parades.

4. Measures of success

- 4.1 That the Council discharges its statutory duties in respect of these notifications.

- 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.

5. Financial impact

- 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.

6. Risk, policy, compliance and governance impact

- 6.1 Should the Committee decide to restrict or prohibit the processions, 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.

7. Equalities impact

- 7.1 In coming to a decision, the Committee will have to consider the rights of the procession organisers to stage their processions, 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.

8. Sustainability impact

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

9. Consultation and engagement

- 9.1 Statutory consultation has taken place regarding the parades.

10. Background reading/external references

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

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11. Appendices

11.1 Appendix 1: Application forms and other relevant documentation:

a. Orange Order Parades

11.2 Appendix 2: Proposed conditions