

# Proposed Licensing of Funfairs (Scotland) Bill

## Page 2: About you

Are you responding as an individual or on behalf of an organisation?

an individual

Which of the following best describes you? (If you are a professional or academic, but not in a subject relevant to the consultation, please choose "Member of the public".)

Member of the public

Please select the category which best describes your organisation

*No Response*

Please choose one of the following:

I am content for this response to be attributed to me or my organisation

Please insert your name or the name of your organisation. If you choose the first option above, this should be the name as you wish it to be published. If you choose the second or third option, a name is still required, but it will not be published.

William Hammond

Please provide details of a way in which we can contact you if there are queries regarding your response. Email is preferred but you can also provide a postal address or phone number. We will not publish these details.

## Page 7: Your views on the proposal - Aim and approach

Q1. Which of the following best expresses your view of the proposal to exempt funfairs from Public Entertainment Licensing requirements and to create a distinct new licensing system for funfairs in Scotland?

Fully Supportive

Q1. Which of the following best expresses your view of the proposal to exempt funfairs from Public Entertainment Licensing requirements and to create a distinct new licensing system for funfairs in Scotland?

**Please explain the reasons for your response**

To bring Scotland into line with the rest of the UK which do not have Public Entertainment licenses for fairgrounds. Therefor no longer discriminating against Scottish show people.

Q2. Could the aims of this proposal be better delivered in another way (without a Bill in the Scottish Parliament)?

No

**Please explain the reasons for your response**

Only the Scottish parliament can exempt funfairs from public entertainment licenses.

Q3. What do you think would be the main advantages, if any, of the proposal?

Fairground operators and their families within Scotland would be better equipped to plan their season without the 32 different councils in Scotland applying different rules and interpretations of the 1982 act and unnecessary layers of legislation. This would also allow showmen to invest in new rides and their traditional way of life as is the case in the rest of the UK.

Q4. What do you think will be the main disadvantages, if any, of the proposal?

None. There is no disadvantage in the current scheme used by the rest of the UK.

Q5. What do you think the maximum time available should be for local authorities to make a decision on an application to hold a funfair?

28 days

Q6. How do you think fees should be determined for local authorities to process an application?

fee must not exceed the cost of processing the application

**Please explain the reasons for your response, including details of the amount of any suggested fees.**

If Fife council can process a license for £115 when all that is involved is contacting the police, building control, fire, and local member all by email then there is no reason why other councils charge more.

Q7. What is your view on what should happen to the fee in cases where an application is refused?

Part of the fee returnable to the applicant

## Page 14: Financial implications

Q8. Taking account of both costs and potential savings, what financial impact would you expect the proposed Bill to have on:

	Significant increase in cost	Some increase in cost	Broadly cost-neutral	Some reduction in cost	Significant reduction in cost	Unsure
(a) Showpeople				X		
(b) Local authorities			X			
(c) General public			X			

**Please explain the reasons for your response**

If the councils do not have to process a license application then there is no cost to the council or the general public.

## Page 15: Equalities

Q9. What overall impact is the proposed Bill likely to have on equality, taking account of the following protected characteristics (under the Equality Act 2010): age, disability, gender re-assignment, marriage and civil partnership, pregnancy and maternity, race, religion and belief, sex, sexual orientation?

Positive

**Please explain the reasons for your response**

Showpeople in Scotland will no longer be discriminated against compared to showpeople in the rest of the UK and Europe.

Q10. In what ways could any negative impact of the proposed Bill on equality be minimised or avoided?

If Scottish showpeople are discriminated against now, compared to the rest of the UK, then how could there be negative impact on equality by bringing them into line with the rest of the UK?

## Page 17: Sustainability

Q11. Do you consider that the proposed Bill can be delivered sustainably i.e. without having likely future disproportionate economic, social and/or environmental impacts?

Yes

Q11. Do you consider that the proposed Bill can be delivered sustainably i.e. without having likely future disproportionate economic, social and/or environmental impacts?

**Please explain the reasons for your response:**

It works in the rest of the UK and Europe.

## Page 18: General

Q12. Do you have any other comments or suggestions on the proposal to exempt funfairs from Public Entertainment Licensing requirements and to create a distinct new licensing system for funfairs in Scotland?

Exempt fairgrounds from public entertainment licenses the same as the rest of the UK.