

# 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".)

Professional with experience in a relevant subject

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 If you choose the second or third option, a name is still required, but it will not be published.

Mr S Hiscoe

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?

Partially supportive

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

I would fully support total exemption, but cannot support a new system of licensing as this may be a worse scenario than we currently suffer. With total exemption we in Scotland would be equal to those in

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?

England,Wales,Ireland and Europe.

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

Unsure

**Please explain the reasons for your response**

I'm not familiar with the Parliament system.

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

If licensing of funfairs ended, the business would flourish with more opportunity for fairs to take place, especially at short notice. Licensing costs could be invested in the quality of the equipment rather than the beurocracy arranging the fairs. families would be sure of their business and not waiting at the last moment on a license, that if refused leaves them without income and no opportunity to apply elsewhere due to the same restrictive licensing applications taking so long and at additional costs.

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

none, there are other laws to govern safety and nuisance around funfairs(if any) without the hutden of licensing. licensing has nothing to do with safety.

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?

less than 14 days (please specify)

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

its a digital age, all rides information and insurances are available almost instantly. also if local authorities heeded the current temp license act, ie-they only need the clerk and chief constable to issue a license under delegated powers. The problem is local authorities implementing their own POLICIES, against the spirit of the act that creates the long drawn process and times. ex- advertising temp license applications (against the act) ex-stating 90 day application periods(against the act). ex- they dont issue temp licenses (also against the act) accepting complaints against temp applications (against the act)

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.**

It already states in the civic government 1982 act that FEES SHOULD ONLY COVER THE ADMIN COSTS OF ISSUING THE LICENSE. the problem again is local authorities making their own policies & costs and these in turn inflate the cost of the applications. The cost should be minimal not profiteering.

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

Full fee returnable to the applicant

**Please explain the reasons for your response**

If you pay for something and you don't get it, would you not expect a full refund?

## 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**

the above question has no context, so cannot be answered. but if no licensing the showpeople would benefit in reduced costs. and LA's may see a small drop in income, but if as they say it costs them more to issue a license than they charge then LAs would also benefit from no licensing.

## 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**

make scottish showpeople equal to English, Welsh and Irish showpeople and EU showmen.

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

not applicable as no negative

## 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

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

is currently being delivered this way around the rest of the country, so why would scotland be different?

## 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?

dont need a new scheme, your just swapping one for another- simply put funfairs into the list of exemptions like sports events, charities etc,  
in fact as machines for sole purposes of entertainment and amusement , are they not already in the list of exemptions???