

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 would like this response to be anonymous (the response may be published, but no name)

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 If you choose the second or third option, a name is still required, but it will not be published.

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

Please explain the reasons for your response

The current system is restrictive to the industry as it does not allow for any flexibility in the event of unforeseen circumstances. The pricing structure is not consistent and varies between councils. I would fully support a

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?

policy of NO Public Entertainment License as Scotland is the only country not just in the UK but Europe that has this restrictive system in place. As a country that prides itself on being part of the European Union I find it strange that we do not adopt the same system of no Public Entertainment License.

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

Unsure

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

If the licensing system was abolished then it would allow Funfairs to operate the same as the rest of the UK and Europe.
While still maintaining the same high standards which all funfairs adhere to.

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

none

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.

There should be the flexibility for councils to make their decision as soon as possible as the ground conditions can change with the weather and make it impossible to hold a funfair on the original piece of land. Under the current system it would take up to 12 weeks to get the location changed this would mean the fair could not happen on its normal dates.

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 would not be fair for the council to profit from the application as the funfair also pays rent to the council for the use of the land.

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

Unsure

Please explain the reasons for your response

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

It would depend on whether the fee charged is just the cost of processing the application.

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 system is abolished then the savings can be passed on to the consumers.

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

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

By bring us in line with the rest of the UK and Europe and abolishing the current system.

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:

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?

A system of no license works for 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?

The current system is restrictive to the industry as it does not allow for any flexibility in the event of unforeseen circumstances. The pricing structure is not consistent and varies between councils. I would fully support a policy of NO Public Entertainment License as Scotland is the only country not just in the UK but Europe that has this restrictive system in place. As a country that prides itself on being part of the European Union I find it strange that we do not adopt the same system of no Public Entertainment License.