

PERTH AND KINROSS COUNCIL

Licensing Committee - 3 August 2022

PUBLIC ENTERTAINMENT LICENCE – OTHERLANDS, SCONE PALACE

**Report by Head of Legal and Governance Service
(Report No. 22/172)**

1. PURPOSE

- 1.1 This report asks the Licensing Committee to consider an application for a temporary public entertainment licence by Otherlands Limited for “Otherlands,” an outdoor music event at Scone Palace, Perth.

2. RECOMMENDATIONS	
2.1	<p>It is recommended that the Committee:</p> <ul style="list-style-type: none">determines the application for a temporary public entertainment licence submitted by Otherlands Limited for an outdoor music festival at Scone Palace with conditions set out in Appendix A, having regard to the evidence presented.If granted, delegates authority to the Head of Legal and Governance Services, in consultation with the Convenor of the Licensing Committee, to finalise any necessary adjustments to the conditions of the licence.

3. STRUCTURE OF REPORT

- 3.1 This report is structured over the following sections:
- Section 4: Background / Main Issues
 - Section 5: Proposals
 - Section 6: Conclusion

4. BACKGROUND / MAIN ISSUES

- 4.1 An application for a temporary public entertainment licence has been made by Otherlands Limited for the “Otherlands” music event, with the event due to take place on 19, 20, and 21 August 2022.
- 4.2 The proposed event is an outdoor music festival with a maximum of 7000 attendees. The site will comprise the main arena, campsite, and car parking and will incorporate bars and food stalls. There will be no bars or entertainment at the campsite.

5. PROPOSALS

- 5.1 The proposed operating times for the event, including the car parks, campsite, and main arena are set out in the draft licensing conditions attached as Appendix A.
- 5.2 It is proposed that the main arena will be open on Friday 19 August 2022 from 4.00 pm to 2.00 am the following day, Saturday 20 August 2022 from 12 noon until 2.00 am the following day, and Sunday 21 August 2022 from 12 noon until 2.00 am the following day. It should also be noted that the proposed conditions permit musical entertainment in the main arena on Friday and Saturday until 1:00 am the following day and on Sunday until midnight. The current site plan is attached as Appendix B.
- 5.3 The draft licensing conditions require the production of six management plans prior to the event which will individually address the key issues to ensure a safe event. The details of the management plans and dates for completion prior to the event will be included in the table in the set of conditions prior to issue. In common with other major music events in the area, the draft conditions place the onus on the licensee to prepare the management plans.
- 5.4 All agencies with an interest in the event have reported that significant progress has been made in agreeing with the content of each of the plans, with some now complete and others requiring only minor adjustments. However, as an additional safeguard, it is recommended that the Committee delegates to the Head of Legal and Governance Services, in consultation with the Convenor of the Licensing Committee, authority to finalise any necessary adjustments to the licensing conditions prior to the 2022 event.

6. CONCLUSION

- 6.1 This report asks the Committee to determine the application for a temporary public entertainment licence submitted by Otherlands Limited for an outdoor music festival at Scone Palace with conditions set out in Appendix A and if granted, to delegate authority to the Head of Legal and Governance Services, in consultation with the Convenor of the Licensing Committee, to finalise any necessary adjustments to the conditions of the licence.

Authors

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Approved

Name	Designation	Date
Lisa Simpson	Head of Legal & Governance Services	25 July 2022

APPENDICES

- Appendix A – Draft Licensing Conditions
- Appendix B - Site Plan

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All Council Services can offer a telephone translation facility.

1. IMPLICATIONS, ASSESSMENTS, CONSULTATION AND COMMUNICATION

Strategic Implications	Yes / None
Community Plan / Single Outcome Agreement	Yes
Corporate Plan	Yes
Resource Implications	
Financial	None
Workforce	None
Asset Management (land, property, IST)	None
Assessments	
Equality Impact Assessment	None
Strategic Environmental Assessment	None
Sustainability (community, economic, environmental)	None
Legal and Governance	Yes
Risk	Yes
Consultation	
Internal	Yes
External	Yes
Communication	
Communications Plan	None

1 Strategic ImplicationsCommunity Plan/Single Outcome Agreement

- 1.1 The Single Outcome Agreement for Perth and Kinross has five outcomes which provide a clear strategic direction, inform decisions at a corporate and service level, and shape the allocation of resources. The following are relevant to this report:-

- (i) Promoting a prosperous, inclusive, and sustainable economy

Corporate Plan

As above

2 Resource ImplicationsFinancial

- 2.1 N/a

Workforce

- 2.2 N/a

Asset Management (land, property, IT)

- 2.3 N/a

3 Assessments

Equality Impact Assessment

- 3.1 The proposals have been considered under the Corporate Equalities Impact Assessment process (EqIA) and are assessed as not relevant for the purposes of EqIA.

Strategic Environmental Assessment

- 3.2 The Environmental Assessment (Scotland) Act 2005 places a duty on the Council to identify and assess the environmental consequences of its proposals. However, no action is required as it does not qualify as a PPS as defined by the Act and is therefore exempt.

Sustainability

- 3.3 Under the provisions of the Local Government in Scotland Act 2003 the Council has to discharge its duties in a way that contributes to the achievement of sustainable development. Under the Climate Change (Scotland) Act 2009 the Council also has a duty relating to climate change and, in exercising its functions must act: - in the way best calculated to delivery of the Act's emissions reduction in the way best calculated to delivery of the Act's emissions reduction targets in the way best calculated to deliver any statutory adaptation programmes in a way that it considers most sustainable.

Legal and Governance

- 3.4 The Head of Legal and Governance Services has been consulted on the report. The Licensing Committee has delegated power to determine applications for public entertainment licenses, in terms of the Civic Government (Scotland) Act 1982 where the approval of the Council as Licensing Authority is required.

Risk

- 3.5 The onus is on Otherlands Ltd to mitigate this risk. To demonstrate that Otherlands Ltd has addressed the issue of public risk, the applicant is required to produce management plans in accordance with the draft conditions attached as Appendix 1.

4 Consultation

Internal

The Council's Strategic Multi-Agency SEvent Safety Advisory Group and the Head of Legal and Governance have been consulted in relation to the "Otherlands" event.

External

Scottish Ambulance Service, NHS Tayside, Fire Scotland, BEAR Scotland, and Police Scotland have been consulted in relation to the public entertainment licence application.

5 Communication

- 5.1 If the application is granted, details of the “Otherlands” event will be displayed on the Council's website

2 BACKGROUND PAPERS

N/a