

Grant Webster

From: Foi Enquiries
Sent: 26 November 2019 14:17
To: [REDACTED]
Subject: REV-19-1220 - Committees for Parades
Attachments: REV-19-1220 - All Parades.pdf

Dear [REDACTED],

Thank you for your email of 30 October 2019 requesting that Aberdeen City Council (ACC) review its handling of your request on the basis that you are not satisfied with the content of the response provided . I can now advise you that we have undertaken an internal review of our decision and the findings are set out below.

Review details

Thank you for your reply to my FOI. I would like to request a review for FOI-19-1220. You have my email address. The reason for the review is you have only supplied the information for one event. I think it is unlikely only one event of a march, walk, parade, rally or similar types of events in the past two years took place in Aberdeen City Council area. I require all events as requested as above.

I would also like you to confirm the legal advice you gave where you replied "It is for Police Scotland to charge an organiser if a Criminal offence has occurred" as my understanding is this is a civil not a criminal offence?

Review outcome

In accordance with Section 21(4)(c) of FOISA, please find below the response to your information request, which comprises the Review Outcome:

How many marches, walks, parades, rallies or similar were approved by the committees named above for the past two years – please list in the attached spreadsheet.

I have attached a spreadsheet which you may want to use that captures the information I am looking for.

Organisation - name of organisation making request

Date applied - date applied to council

Committee name / Date - Which committees approved this with date of approval

Date of Event - the date of the actual event

Event name - a name or description

Type of event - information on the event - march, walk, parade, rally or similar

Est. Numbers attending - from application

TTRO requested- Temporary Traffic Regulation Orders requested - if a TTRO was put in place as a result of the event

TTRO payment requested- was payment requested

Who asked to pay - was payment requested to be paid by organiser or others i.e. Police Scotland

Paid - was the TTRO paid

Who paid - who paid the TTRO

If event reported to police for non-payment - Yes or No

What was reported to police - i.e. not following march conditions imposed from committee

ACC was correct in providing details of one march as only one march was approved by Committee in the past two years, as all others were approved by Officers under delegated powers.

However please see attached ref: [REV-19-1220](#) of all marches and parades approved by ACC for the past two years.

ACC was correct in the legal advice given, as matters relating to the breach of an order, non-payment, is a criminal offence in terms of Section 65 of the Civic Government (Scotland) Act 1982.

What happens next?

If you are not satisfied with the outcome of your request for an internal review, you can apply directly to the Office of the Scottish Information Commissioner (OSIC) for a decision. Generally, OSIC cannot make a decision unless you have been through the ACC's review procedure. To make an application to OSIC, please write or email OSIC at:

The Office of the Scottish Information Commissioner

Kinburn Castle

Doubledykes Road

St Andrews

Fife

KY16 9DS

www.itspublicknowledge.info

An application to OSIC must be made in writing within six months of receipt of ACC's Review Decision Notice. When applying to OSIC for a decision you should give your name and address for correspondence. Please note that OSIC will not be able to investigate if you have not used your real name to make your information request. You must also specify:

- which request for information your requirement for review relates to
- the reason that you asked ACC to carry out a review of your request
- the reason why you are not satisfied with ACC's review outcome decision

The Commissioner will contact ACC and invite its comments on your application. Thereafter (if no settlement has meantime been reached), the Commissioner must reach a decision within 4 months of receiving your application, or within such other period as is reasonable. You will receive written notice of the outcome of the Commissioner's decision.

Should you wish to appeal against the Scottish Information Commissioner's decision, there is an appeal to the Court of Session on a point of law only. Any such appeal must be made within 42 days after the date of the decision has been issued.

Yours sincerely,



Jennifer McDonald | Access to Information Officer

Aberdeen City Council | Access to Information Team | Customer Feedback | Customer
Marischal College | Business Hub 6, 1st Floor | Broad Street | Aberdeen | AB10 1AQ

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**LIST OF PUBLIC PROCESSIONS UNDER SECTION 63(9) OF 1982 ACT
HELD OR PROHIBITED FROM SEPT 2017 -SEPT 2019**

Ref No	Date of Notification	Name of Organisation	Decision taken to prevent or restrict procession?	Reasons for Decision	Date of Procession	Route of Procession	Est. Number of Participants
	1/11/2017	Aberdeen Sea Cadets	No		12/11/2017	New Pier Road to Rocra Quay	30
	1/11/2017	Aberdeen UOTC	No		12/11/2017	Gordon Barracks , Balgownie road, Don Street to Kings Chapel and return	90
	15/2/2018	Roman Catholic Church	No		30/03/18	Huntly Street- Bon Accord Street- Whinhill road- Great Southern Road- Provost Watt Drive- Kincorth Hill	<100
	19/2/18	Celebrate Aberdeen	No		25/8/18	Albyn Place – Union Street - Castlegate	3000
	4/7/18	Robert Gordon's College	No		20/09/18	East along Schoolhill to Back Wynd and South along Back Wynd to the West Gate of St Nicholas Church	1040 1 Pipe Band
	20 th July 2018	ACC	No		25 th November 2018	Albyn Place – Union Street – Castlegate – King Street	500 14 Vehicles
	6 th Aug 2018	Kerala Catholic Community (Holy Family Church, Mastrick)	No		9 th September 2018	Pavements of Deveron Road & Tay Road, briefly onto Upper Mastrick Way pavement to re-enter church	225
	17 September 2018	Aberdeen City Council	No		11 November 2018	Broad Street-Upperkirkgate- Schoolhill-Back Wynd- Little Belmont Street - Return	600
	18 September 2018	Peterculter Parish Church	No		11 November 2018	Peterculter village hall along north Deeside road to Church	70
	15 October 2018	Aberdeen Sea Cadets	No		11 November 2018	New Pier Road to Rocra Quay	600-700

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	15 October 2018	Trinity Centre Santa Parade	No		25 November 2018	Castlegate to Trinity Shopping via Union Street	50
	5 December 2018	The Kiltwalk	No		2 June 2019	Potarch Green (Aberdeenshire) to Duthie Park	3500
	5 December 2018	Celebrate Aberdeen Limited	No		24 August 2019	Albyn Place – Union Street – Castlegate	4000
	21 January 2019	Torcher Parade	No		23/03/2019	Albyn Place – Union Street - Castlegate	200
	4 February 2019	TUC/STUC	No		04/05/2019	Rubislaw terrace to Castlegate	150
	19 February 2019	Four Pillars	No		25/05/19	Albyn Place, Union Street & Castle Gate	5000
	5 March 2019	Roman Catholic Church	No		19/04/19	Huntly Street, Bon Accord Street, Whinhill Road, Great Southern Road, Provost Watt Drive & Kincorth Hill.	100
	6 March 2019	Aberdeen Churches Together	No		19/04/19	King Street, Crown Terrace	80
	20 March 2019	Holy Family Church	No		19 April 2019	Kincorth Hill	100
	25 March 2019	Aberdeen City Council	No		29 June 2019	Albyn Place, Union Street, King Street & Castlegate.	1000
	26 March 2019	Veteran Gordon Highlanders	No		22 June 2019	Castlegate, Shiprow & Market Street	60
	20 June 2019	Robert Gordon's College	No		19/09/2019		1040
	31 July 2019	All Under One Banner	No		17 August 2019	Albyn Place-Alford Place-Union Street- Castle Street-Castlegate	10,000
	6 August 2019	St Mary's Syro-Malabar Mission	No		8 September 2019		225
	14/08/19	Aberdeen TUC & STUC	No		30/11/19	Rubislaw Terrace-Castlegate	150

Salomeh Kheyri Rad

From: Foi Enquiries
Sent: 03 October 2019 15:23
To: [REDACTED]
Subject: FOI-19-1220 - Committees for Parades
Attachments: V3 - Further Information - Right to Review & Appeal.pdf; FOI-19-1220 - Parades.csv

Dear [REDACTED],

Thank you for your information request of 9 September 2019. Aberdeen City Council (ACC) has completed the necessary search for the information requested. Our response is now detailed below.

What are the committees including sub committees names that are involved in approving marches, walks, parades, rallies or similar types of events. I have attached a spreadsheet (see below) that I require information covering the past two years.

Licensing Committee
Licensing Sub Committee

Are there any other ways to get approval not requiring the above committees?

The Chief Officer - Governance has the following delegated power:-

25. In relation to applications for the grant, variation or renewal of licences, orders, permits and registrations under the Civic Government (Scotland) Act 1982 and its associated regulations, the Theatres Act 1968, the Cinemas Act 1985 and the Deer (Scotland) Act 1996, to:

- i. determine such applications;
- ii. refuse to accept incompetent applications; and
- iii. impose conditions which are non-contentious and agreed by all parties,

except where valid objections or representations in respect of the application have been received and have not, in the opinion of the Chief Officer - Governance, been withdrawn or satisfactorily addressed or resolved.

How many marches, walks, parades, rallies or similar were approved by the committees named above for the past two years – please list in the attached spreadsheet.

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What was reported to police - i.e. not following march conditions imposed from committee

Please see the attached [FOI-19-1220 - Parades](#).

INFORMATION ABOUT THE HANDLING OF YOUR REQUEST

We handled your request for information in accordance with the provisions of the Freedom of Information (Scotland) Act 2002. Please refer to the attached PDF for more information about your rights under FOISA.

We hope this helps with your request.

Yours sincerely,



Tomina Egbuson | Access to Information Officer
Aberdeen City Council | Access to Information Team | Customer Feedback | Customer
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Organisation	Date applied	Committee	Date of Event	Event name	Type of event	Est. Number	TTRO required	TTRO payable	Who asked to pay	Paid
All Under One Banner	05/08/2018	Licensing S	17/08/2019	All Under C	Public Procession	10,000	Yes	Yes	The organiser is required to pay	Applicant has been invoiced

Who paid

For public safety reasons Aberdeen City Council ensured that a TTRO was in place

If event req What was reported to police

It is for Pol It is for Police Scotland to charge an organiser if a Criminal offence has occurred