

CIVIC GOVERNMENT (SCOTLAND) ACT 1982, SECTIONS 9 AND 41 NOTICE OF RESOLUTION: PUBLIC ENTERTAINMENT LICENCE

East Dunbartonshire Council, by virtue of the powers conferred on it by Section 9 of the Civic Government (Scotland) Act 1982 (the “Act”), **HEREBY RESOLVES**, that with effect from [date], the requirement for a Public Entertainment Licence within the Council’s area shall be varied so as to apply to the following types of premises and in the circumstances as specified in this Resolution.

RESOLUTION

A Public Entertainment Licence is required for the use of premises as a place of public entertainment. This means any place where members of the public are admitted or may use any facilities for the purposes of entertainment or recreation of any of the following types:

- (a) Concerts, plays, musical performances (whether live or recorded), dance performances, other performances, lectures, talks, festivals, dances, discos, raves and other such events whether indoor or open air; *
- (b) Sporting events unless held at an athletic or sporting ground which is intended for that specific type of event;*
- (c) Fetes, gala days and similar events;*
- (d) Fairgrounds or pleasure parks;
- (e) Highland games and agricultural shows;*
- (f) Shows or exhibitions;*
- (g) Circuses;
- (h) Exhibitions of performing animals;
- (i) Fireworks and bonfire displays;
- (j) Billiards, snooker, pool and other games;*
- (k) Indoor bowling;*
- (l) Paintball games, laser or war gaming and other laser displays;
- (m) Sunbeds ,saunas, health clubs or gymnasia;
- (n) Indoor and outdoor go-karting;
- (o) Indoor skating rinks (including facilities for indoor roller skating and skateboarding) and ice rinks.*
- (p) Activities involving shooting, including but not limited to shooting ranges, archery or clay pigeon shooting;
- (q) Fisheries;*
- (r) Children’s play centres;*
- (s) Trampolining; and
- (t) Indoor climbing.

Except where the premises are within the category referred to in s.41(2) of the Civic Government (Scotland) Act 1982.

EXEMPTIONS

However, for the events or activities which are followed by a * above only, a Public Entertainment Licence is **NOT** required where **ALL** of the criteria (numbered 1-4 inclusive) below are met:

1. The event or activity is organised and held by any charity, religious, community, youth, sporting or other non-commercial group; **AND**
2. The event or activity is provided to an audience of fewer than 300 persons at any one time and the organiser of the event has in place and operates appropriate steps to monitor and control attendance during the event so that attendance does not exceed 300; **AND**
3. The event or activity is not commercial in nature and any charge for entry of money, money's worth or by donation is solely for the purpose of fundraising; **AND**
4. The event or activity does not involve the use of temporary enclosed or semi-enclosed structures such as tents and marquees, temporary raised structures, mechanical amusement rides, or inflatable structures.

FURTHER INFORMATION/NOTES

The following information should be noted:-

Although this Resolution, which applies to the whole of the Council area, does not come into force until [date], the current arrangements in place for public entertainment licensing will remain in effect for events held or activities carried out until that date.

Where a public entertainment licence is not currently required but will be required from [date] applications for licences in respect of those premises will be considered by the Council after the expiry of one month from the date of this resolution.

With effect from [date] and subject to the exemptions specified in the Resolution, it will be an offence under section 7(1) of the Civic Government (Scotland) Act 1982 to use any of the types of premises detailed above as a place of public entertainment or to carry out any of the activities detailed above without a Public Entertainment Licence.

If you are unsure as to whether the activity you want to undertake or the premises in which the activity will be undertaken requires a Public Entertainment Licence, you should contact the Council's Licencing Team.