

Motherwell, 14 September 2017 at 10 am.

A Meeting of the PUBLIC PROCESSIONS COMMITTEE

PRESENT

Councillor Shields, Convener; Councillor Doolan, Vice-Convener; Councillors Burgess, Di Mascio, Docherty, Feeney, Gourlay, McLaren, McManus, and Pettigrew.

CHAIR

Councillor Shields (Convener) presided.

IN ATTENDANCE

The Principal Solicitor (Licensing and Litigation), and the Administrative Officer (Committee and Civic Governance Services), Legal and Democratic Solutions.

ALSO IN ATTENDANCE

Representing the Notifiers: - Mr Keenan, Mr Kinsella and Mr McDowall.

Representing the Chief Constable:- Chief Inspector Russell and Sergeant Gill.

APOLOGIES

Councillors Linden, Stubbs and Watson.

DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000

1. The Committee noted that there were no declarations of interest.

Prior to consideration of the following notifications, the Committee were advised that a representation opposing the holding of all three of the processions had been received from Gartsherrie Citizens' Committee. Thereon, the Principal Solicitor enquired if Mr Keenan would be opposed to the representation being tabled and considered by the Committee.

In response, Mr Keenan, on behalf of the notifiers, intimated that he was opposed to the representation being considered as he had received no prior notice, and therefore had not had a chance to consider the terms thereof.

Councillor McLaren, seconded by Councillor Docherty, moved that the representation from Gartsherrie Citizens' Committee should not be considered.

There being no other Committee Member otherwise minded, the motion was accordingly declared carried.

NOTICE OF PROPOSAL TO HOLD A PUBLIC PROCESSION IN COATBRIDGE ON 30 SEPTEMBER 2017 BY COATBRIDGE UNITED IRISHMEN FLUTE BAND

2. There was submitted (1) notification dated 25 August 2017 of a proposal by Coatbridge United Irishmen Flute Band to process in Coatbridge on Saturday, 30 September 2017; (2) a report from the Chief Constable, Police Scotland submitting observations in respect of the proposal, and (3) e-mails

of representation by William Fulton, Alan Baxter, Craig MacKinnon, Marion Dingwall, Carol Frew, Ross Reid, R. Birrell, Ian MacKinnon, John Wilson, Malcolm McClung and Margo Taylor.

The Committee then heard (1) Chief Inspector Russell outline the Chief Constable's observations in respect of the proposal, and (2) Mr Keenan speak in support of the proposal in the notification.

Thereafter, Mr Keenan, Mr Kinsella, Mr McDowall, Chief Inspector Russell and Sergeant Gill withdrew from the meeting and the Committee gave consideration to the notification.

Mr Keenan, Mr Kinsella, Mr McDowall, Chief Inspector Russell and Sergeant Gill were then readmitted to the meeting.

Decided: that, after discussion and careful consideration of all representations made, the Committee, having regard to the likely effect of the holding of the said procession in relation to public safety, public order and disruption of the life of the community, commensurate with the right to assembly, agreed that an Order be made in terms of Section 63 of the Civic Government (Scotland) Act 1982 imposing conditions on the holding of the proposed procession by Coatbridge United Irishmen Flute Band in Coatbridge on Saturday, 30 September 2017 as follows:-

that the assembly time of the procession be brought forward to 8.30 am, and that the procession commence at 9 am prompt.

NOTICE OF PROPOSAL TO HOLD A PUBLIC PROCESSION IN COATBRIDGE ON 7 OR 9 OCTOBER 2017 BY HOPE OVER INTIMIDATION

3. There was submitted (1) notification dated 11 August 2017 of a proposal by Hope Over Intimidation to process in Coatbridge on 7 or 9 October 2017; (2) a report from the Chief Constable, Police Scotland submitting observations in respect of the proposal, and (3) e-mails of representation by John Wilson, William Fulton, Ross Reid, Alan Baxter, R. Birrell, and Marion Dingwall.

Prior to consideration of the notification, Mr Keenan, on behalf of the notifier, produced a letter requesting that the date of the proposed procession be amended to Saturday, 14 October 2017. Thereon, Chief Inspector Russell on behalf of Police Scotland, intimated that he would be opposed to the amendment being considered as, in his opinion, it had been submitted too late, and therefore Police Scotland had not had a chance to consider the implications thereof.

Councillor McLaren, seconded by Councillor Gourlay, moved that the requested amendment to the date of the proposed procession should not be considered.

There being no other Committee Member otherwise minded, the motion was accordingly declared carried.

The Committee heard (1) Chief Inspector Russell outline the Chief Constable's observations in respect of the proposal, and (2) Mr Keenan, on behalf of the notifier, speak in support of the proposal in the notification.

Thereafter, Mr Keenan, Mr Kinsella, Mr McDowall, Chief Inspector Russell and Sergeant Gill withdrew from the meeting and the Committee gave consideration to the notification.

Mr Keenan, Mr Kinsella, Mr McDowall, Chief Inspector Russell and Sergeant Gill were then readmitted to the meeting.

Decided: that, after discussion and careful consideration of all representations made, the Committee, having regard to the likely effect of the holding of the said procession in relation to public safety, public order and disruption of the life of the community, commensurate with the right to assembly, agreed that an Order be made in terms of

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Section 63 of the Civic Government (Scotland) Act 1982 imposing conditions on the holding of the proposed procession by Hope Over Intimidation in Coatbridge on Saturday, 7 October 2017 as follows:-

that the assembly time of the procession be brought forward to 8.30 am, and that the procession commence at 9.00 am prompt.

NOTICE OF PROPOSAL TO HOLD A PUBLIC PROCESSION IN COATBRIDGE ON 25 NOVEMBER 2017 BY COATBRIDGE UNITED IRISHMEN FLUTE BAND

4. There was submitted (1) notification dated 11 August 2017 of a proposal by Coatbridge United Irishmen Flute Band to process in Coatbridge on Saturday, 25 November 2017; (2) a report from the Chief Constable, Police Scotland submitting observations in respect of the proposal, and (3) e-mails of representation by Jamie Paterson, William Fulton, Callum Mills, Melissa Bell, Ross Reid, John Wilson, Alan Baxter, Fiona Miller, Thomas McWhinnie, Yvonne Grimason, Jamie Morrison, David Simpson, Lynn Fingland, Marion Dingwall, Andrew Clelland, R. Birrell, Ashleigh McDougall, James Henderson and Andrew McGleish.

The Committee then heard (1) Chief Inspector Russell outline the Chief Constable's observations in respect of the proposal, and (2) Mr. Keenan speak in support of the proposal in the notification.

Thereafter, Mr. Keenan, Mr. Kinsella, Mr. McDowall, Chief Inspector Russell and Sergeant Gill withdrew from the meeting and the Committee gave consideration to the notification.

Mr. Keenan, Mr. Kinsella, Mr. McDowall, Chief Inspector Russell and Sergeant Gill were then re-admitted to the meeting.

Decided: that, after discussion and careful consideration of all representations made, the Committee, having regard to the likely effect of the holding of the said procession in relation to public safety, public order and disruption of the life of the community, commensurate with the right to assembly, agreed that an Order be made in terms of Section 63 of the Civic Government (Scotland) Act 1982 imposing conditions on the holding of the proposed procession by Coatbridge United Irishmen Flute Band in Coatbridge on Saturday, 25 November 2017 as follows:-

that the assembly time of the procession be brought forward to 8.30 am, and that the procession commence at 9 am prompt.