

SALISBURY DISTRICT COUNCIL

SPECIAL DELEGATION PROCEDURE

COMMITTEE CONCERNED: Cabinet

FROM: Brian Murdoch

SERVICE UNIT: Forward Planning & Transportation

DATE: 12 May 2008

Councillor Brian Dalton proposed an extra day for the Charter Fair 2008 to mark the demise of Salisbury District Council as Charter Franchise holder and to express thanks to the showmen for support and attendance over the years.

Formal authority for the extension on Thursday 23rd October is sought.

(Please tick relevant box)

| IMPLICATIONS | OFFICER | COMMENTS (incl) | NONE | NOT APPLICABLE |
|---------------------|----------------|------------------------|-------------|-----------------------|
| Legal | Roger Collins | * | | |
| Financial | Caroline Law | ** | | |
| Procurement Manager | | | X | |
| POD | | | X | |
| Environmental | Gary Tomsett | *** | | |

***Legal Implications**

Generally it is unlawful to hold a fair other than as granted under the Charter.

On application to the Ministry of Justice under Section 6 of The Fairs Act the Secretary of State can grant an order “that it would be for the convenience and advantage of the public” and approve extra days.

The Ministry have indicated that it would not concern itself with a “one off extra day”.

Legal advice is that some of the formal process should be considered i.e. consultation.

Consultation was undertaken during the Fair of 2007.

Showmen and Guild – Mostly in favour

Public – Mostly ambivalent

City Centre Business – conducted by City Centre Management indicated 80% against the proposal a view supported by City Centre Management.

****Financial Implications**

The policy is for the Fair to operate at cost neutral to Salisbury District Council inclusive of all actual and associated costs. This has been implemented for other occasions i.e. Millennium when an extra day has occurred. Therefore there is no financial implication.

*****Environmental Implications**

Arrangements are in hand with Environmental Health to conduct air quality test at this years Fair to educate future decisions and policies.

APPROVED :

Leader : **Portfolio Holder :**

Copy to: Chair & Vice Chairman of relevant Scrutiny Panel