

EXECUTIVE ACTIONS – NATIONAL POWERBOAT CHAMPIONSHIPS, DUNOON

1.0 EXECUTIVE SUMMARY

- 1.1 The Council's Constitution gives specific delegations to the Chief Executive and Executive Directors in accordance with Section 3 Part C paragraph 3.2.5. This provides the Chief Executive and Executive Directors of Service the power in an emergency situation to take such measures as may be required to enable the Council to respond to an emergency situation, subject to advising as appropriate (a) the Leader, (b) the relevant Policy Lead, and where the emergency is likely to affect significantly a particular part of the Council's area (c) the Chair of the relevant Area Committee and (d) Ward Councillors, reporting to the Council as soon as possible thereafter, on any items of expenditure for which approval would normally be necessary. This provides a basis for any urgent decisions which require to be made in response to an emerging situation.
- 1.2 This report advises the Council of a situation in recent weeks where such measures have required to be invoked subject to appropriate consultation.

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2.0 INTRODUCTION

- 2.1. The purpose of this report is to highlight the use of emergency powers by the Executive Director of Development and Infrastructure Services, to facilitate the use of the Coal Pier Car Park in Dunoon from 9th to 11th September 2022.
- 2.2. Having regard to the Constitution and, as there was insufficient time for a report to be taken to the Council for approval, the Executive Director of Development and Infrastructure Services consulted with the Council Leader, the Policy Lead, the Chair of the relevant Area Committee and Ward Members to seek their views and agreement on whether the fees for the use of the car park should be waived for the specified period of time to enable the National Powerboat Championships to go ahead.

3.0 RECOMMENDATIONS

- 3.1 It is recommended that the Council notes the decision made by the Executive Director regarding the Fees and Charges in relation to the event, and having due regard to the Council's Constitution in terms of the use of emergency powers.

4.0 DETAIL

- 4.1 The National Powerboat Championships normally hold their annual event at the Holy Loch, however are unable to do so this year due to another event taking place.
- 4.2 Argyll and Bute Fees and Charges places a duty on the Council to charge for the use of any car parking bays. The use of the Coal Pier Car Park in Dunoon would incur a cost of £9 per bay, per day, totalling over £900 for the period of time the Group sought to use the car park for. It should be noted that the charging policy for this car park is 0900 hours to 1800 hours, Friday to Saturday, with Sunday free.
- 4.3 An urgent decision was necessary with regards to the level of charging, taking into account the potential loss of income for the specified period of time. To provide support for the event and promote a wider economic benefit to the town

of Dunoon, it was considered reasonable to waive the charge on this occasion.

5.0 CONCLUSION

5.1 In accordance with the arrangements outlined in Section 3 Part C paragraph 3.2.5 of the Council's Constitution, the Council is invited to note the circumstances and decision with regards to the exercise of emergency provisions for waiver of arrangements of Fees and Charges for the National Powerboat Championships at Dunoon. This decision was subject to appropriate Elected Member consultation as outlined within this report.

6.0 IMPLICATIONS

- 6.1 Policy – emergency/urgency provisions put in place in accordance with arrangements within the Council's Constitution.
- 6.2 Financial – associated costs are absorbed within existing departmental budgets.
- 6.3 Legal – application of the powers delegated to officers within the Council's Constitution.
- 6.4 HR – none known.
- 6.5 Fairer Scotland Duty:
- 6.5.1 Equalities - protected characteristics – It is not anticipated that any of the recommendations in this report will have a potential negative impact on any particular group or discriminate on the basis of age, disability, gender, race, sexual orientation, pregnancy and maternity or religion and belief.
- 6.5.2 Socio-economic Duty – none known.
- 6.5.3 Islands – none known.
- 6.6 Climate Change – none known.
- 6.7 Risk – none known.
- 6.8 Customer Service – the arrangements put in place by the Council supports customer service for those attending the event.

Executive Director with responsibility for Development and Infrastructure,
Kirsty Flanagan

Policy Lead for Roads and Transport, Councillor Andrew Kain
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For further information, please contact:-

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