

CASE 9 CONT...

To: The Licensing Committee Secretariat
City Chambers
Glasgow, G2 1DU

CIVIC GOVERNMENT (SCOTLAND) ACT 1982
APPLICATION FOR A MARKET OPERATOR'S LICENCE
REPORT TO LICENSING AND REGULATORY COMMITTEE

Ref: MO00406

Date Application Received: 12 June 2025

Type of Application

- Temporary

A Premises: Address

- Kelvinbridge Mural, Adjacent to S Woodside Road,
Glasgow, G4 9JF

Applicant

- The Rail Yard Ltd

Proposal

- Small daily food market with weekend 'farmers market'

Date(s) of Event:

Mon – Sun (07:00 – 20:00)

B Location of Site

Description of Site - Hardstanding public realm area between S Woodside Road/Park Rd and Kelvin Walkway

C Description of Site as Proposed

Max 8 stances open daily with max 42 temporary weekly 'farmers market' stalls.

D Nearest House/Noise sensitive premises

110 Park Road, Glasgow

Type of House/ Noise sensitive premises

Flats

E Previous use of Premises/Site for similar purposes

Yes

F Concerns/Complaints: This Service has received a number of complaints regarding noise and odours from a generator being used at the site. In addition, there have been complaints regarding entertainment noise from the market.

Officers have visited the location and engaged with operators regarding these issues and to date have not had reason to take further action in terms of the Environmental Protection Act 1990.

G Suggested Conditions (should application be granted)

Health and Safety

The licence holder **shall** ensure:

1. That all reasonably practicable steps shall be taken to ensure that they, and any person engaged by them for the purpose of the market, comply with their statutory duties in relation to the relevant Health and Safety legislation.
2. That a competent person with sufficient training, experience and knowledge shall be appointed to undertake all matters relating to health and safety.
3. That, where applicable, the following shall be in place for the market:

<u>DOCUMENTATION</u>
Event Management Plan
Event Risk Assessment(s)
Crowd Management Plan
Traffic Management Plan
Wind Management Plan
<u>CERTIFICATION</u> (for equipment/installations used during the event only)
Lifting Operations and Lifting Equipment Certification
Training Certification for Operators of Forklift Truck(s)/Telehandler(s)/MEWP(s) etc.
Gas Safe Certification
Fixed Electrics Certification
Temporary Electrical Installation Certification
Portable Appliance Testing Certification
Generator Certification
Pressure Systems Written Scheme of Examination Certification

Welfare

The licence holder **shall** ensure:

4. That suitable sanitary accommodation and hand washing facilities shall be provided for:
 - a) Male and Female members of the public; and,
 - b) Male and Female workers/volunteers; and,
 - c) Male and Female Food workers (**designated for their use only**)(The provision to be agreed in advance with NRS, Environmental Health)
5. That all sanitary accommodation is regularly and constantly maintained, cleaned and disinfected, and in a usable state at all times whilst the public/staff are on site.
6. That suitable arrangements shall exist for the disposal of wastewater produced by the welfare facilities on site.
7. That, where applicable, the following shall be in place for the market:

<u>DOCUMENTATION</u>
Water Sample Certification (Drinking water)

Food Safety

The licence holder **shall** ensure:

8. All food businesses trading at the proposed market are registered with the Environmental Health Department of their home Local Authority.
9. That they appoint a competent person to undertake matters relating to food safety and food standards and ensure Food Business operators at the market :-
 - a) Comply with Regulation (EC) No. 852/2004, The Food Hygiene (Scotland) Regulations 2006, The Food Safety Act 1990, The Food Information Regulations 2014 and appropriate legislation.
 - b) Implement a fully documented Food Safety Management System (HACCP) in respect of any catering provision and that monitoring and verification records are kept in respect of any implemented system. These records shall be made available to NRS, Environmental Health on request.
 - c) Ensure that all food handlers employed by them are supervised, instructed and/or trained in food hygiene matters appropriate to their work activity.
 - d) Adhere to The Food Standards Agency guidance on the Control of Cross-Contamination in respect of any catering provision.
 - e) Provide suitable and sufficient hand washing facilities.
 - f) Provide suitable and sufficient sinks for the purposes of cleaning and disinfecting work surfaces, equipment and utensils.
 - g) Provide a potable water supply for use in any catering provision.
 - h) Provide a suitable means of wastewater disposal.
10. That, where applicable, the following shall be in place for the market:

<u>DOCUMENTATION</u>
Full Details of the Proposed Catering Provision
Food Safety Management System(s)
Water Sample Certification

Noise

The licence holder **shall** ensure:

11. That they shall take all reasonably practicable steps to ensure that the installation and operation of any plant, machinery or equipment associated with the event shall not give rise to a noise level, assessed with windows open, within any dwelling or noise sensitive building in excess of that equivalent to Noise Rating Curve 25 between the hours of 23:00 and 07:00 and Noise Rating Curve 35 at all other times.
12. That all works associated with the erection and dismantling of any structure, including fencing, associated with the event shall take place between 08:00 hours and 20:00 hours, Monday to Saturday and 10:00 hours and 20:00 hours on Sunday, unless permission has been authorised by NRS, Environmental Health to undertake this work out with these hours. Best Practicable Means shall be employed at all times to keep noise to a minimum.
13. Noise from the venue shall not give rise to a Statutory Noise Nuisance in domestic dwellings (as defined in section 79 of the Environmental Protection Act 1990)

General

The licence holder **shall** ensure:

14. That all waste materials generated from the market shall be uplifted and disposed of by a registered waste contractor.
15. That they shall refrain from advertising the market by fly-posting methods.
16. That the site shall be left in a clean and tidy condition.

H Observations on Proposals:

No adverse comment subject to compliance with conditions.

Reporting Officer: N Hume

Group: Environmental Health Date: 19 August 2025

ASSISTANT GROUP MANAGER	DATE ISSUED
	19 August 2025