

Annexe 2

CLUNY SQUARE BUCKIE - CONDITIONS OF USE

1. The market stalls shall be located around the edges of the car park as shown on 'Annexe 5: Buckie Cluny Square' with the central area only being used if there are additional stalls which cannot be located around the perimeter of the car park. The central area stalls shall be set up after all of the vehicles associated with the perimeter stalls have left the area and shall be removed prior to the removal of the perimeter stalls.
2. During the first market event or first use of the central area of the car park for market stalls, whichever is the sooner:
 - a) The use of central area for stalls shall be monitored to ensure that a 3m width can be provided and maintained between stalls located within the central area and stalls located around the edges of the car park, in order to provide space for pedestrians to pass through the market area unimpeded. The monitoring shall be carried out in accordance with details regarding the scope and method of monitoring which shall previously have been submitted to and approved by the Council, as planning authority in consultation with the Transportation Manager, and thereafter,
 - b) Prior to any subsequent market being held i.e. after the first market or first use of the central area being used for stalls, whichever is the sooner, details of the monitoring undertaken for the use of the central area shall be submitted for acceptance by the Council, as planning authority in consultation with the Transportation Manager, and
 - i. where the results of monitoring are accepted as demonstrating that a 3m width between stalls can be provided and maintained, the use of the central area for stalls can continue to be made available for additional stalls for use in any future market event held on the site,

OR
 - ii. where the results of monitoring are not accepted as demonstrating that a 3m width between stalls can be provided and maintained, the future use of the central area for stalls is not approved and no additional stalls shall be made available within the central area during any future market event held on the site.
3. At least 48 hours prior to the market commencing, two signs shall be erected within the Cluny Square Car Park stating the date the market will take place, the period of duration and that parking for the public will not be available to members of the public during the operation of the market
4. Prior to development commencing, details shall be submitted to and approved by the Council, as planning authority in consultation with the Transportation Manager

regarding a method statement (or equivalent) to describe the operation and use of the market. The required statement shall include:

- a) dates of markets to be held each year (or other period as may be agreed) and the arrangements including time-scale for notification of dates of markets to be held during any subsequent period(s);
- b) hours of use of the market, to include the times when the market is available to the public and for setting up and dismantling of stalls, etc;
- c) the arrangements to erect and dismantle safety barriers, where required;
- d) information regarding the type of market activities to be conducted on the site, in particular the circumstances, including locations and hours of use, under which vehicles essential to the operation of the market will be allowed onto the site e.g. for food vending stalls, etc;
- e) details of the arrangements including the location(s) and type(s) of signage to be displayed both within and outwith the market site area hereby approved, in order to give advance warning of any market event. The required details shall include the timescale(s) for the erection and removal of all signage prior to, during and after any market event;
- f) other information to demonstrate compliance with other conditions of the consent hereby granted, for example details of how and where the register will be maintained and made available for inspection where so required, including contact name/address details, and where additional areas for stalls are accepted, the arrangements to ensure that, at all times, a 3m width can be provided and maintained between stalls located within the central area and stalls around the edges of the car park in order to allow pedestrians to pass through the market unimpeded, etc.

5. No stall or activity associated with a stall shall obstruct the footways around Cluny Square.
6. Fire hydrants must be kept clear of any obstructions at all times
7. Noise from music must be monitored and kept at a reasonable level.
8. The whole area must be kept clean and tidy and the accumulation of any litter removed.
9. You are required to have a valid certificate of insurance indemnifying The Moray Council of any liability to persons or property arising out of any incident connected with the event and this must be made available prior to the event.

For further guidance please contact:

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