

REPORT TO: Cabinet

MEETING DATE: 9 May 2023

BY: Executive Director for Place

SUBJECT: The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023

1 PURPOSE

- 1.1 For Cabinet to approve the making of an Order under Section 11 of the Land Reform (Scotland) Act 2003, to facilitate the holding of the Genesis Scottish Open 2023 Golf Championship, to be held at The Renaissance Club, Dirleton, East Lothian.

2 RECOMMENDATIONS

- 2.1 That Cabinet approves the making of The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023.

3 BACKGROUND

- 3.1 The Genesis Scottish Open 2023 Golf Championship is being held at The Renaissance Club, Dirleton, East Lothian in July 2023.
- 3.2 The Championship organisers the DP World Tour have applied to East Lothian Council for an Order under Section 11 of the Land Reform (Scotland) Act 2003 to exempt areas of The Renaissance Club from the access rights which would otherwise be exercisable there.
- 3.3 **The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023:** The purpose of this Order is to enable the Genesis Scottish Open 2023 Golf Championship to be held, with the land being exempted temporarily from access rights (1) in the interests of the safety and security of players and the safety of the public during the Championship; and (2) to permit an entrance fee to be levied on spectators during the Championship.

- 3.4 It is proposed that this Order will take effect at 00.01 hours on Tuesday 11th July 2023 and will expire at 23.59 hours on Sunday 16th July 2023.
- 3.5 Consultation on this proposed Order has taken place with East Lothian Local Access Forum, Gullane Area Community Council, NatureScot, North Berwick Coastal Area Partnership, Dirleton Village Association, The Honourable Company of Edinburgh Golfers, Archerfield Estates and Archerfield Advisory Group have also been advised. No concerns have been raised by these organisations.

4 POLICY IMPLICATIONS

- 4.1 This Order is consistent with the provisions of the Land Reform (Scotland) Act 2003, and with policy and good practice set out in the Scottish Government Guidance for Local Authorities and National Park Authorities on Part 1 Land Reform (Scotland) Act 2003.

5 EQUALITIES IMPACT ASSESSMENT

- 5.1 This report is not applicable to the wellbeing of equalities groups and an Equalities Impact Assessment is not required.

6 RESOURCE IMPLICATIONS

- 6.1 Financial – None.
- 6.2 Personnel – None.
- 6.3 Other – None.

7 BACKGROUND PAPERS

- 7.1 None.

Appendix 1: Proposed Order to exempt land from access rights for the 2023 Scottish Open: “The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023”.

Appendix 2: Map showing the area of land “The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023” will cover.

AUTHOR'S NAME	Nick Morgan
DESIGNATION	Outdoor Access Officer
CONTACT INFO	nmorgan@eastlothian.gov.uk ; 01620 827671
DATE	21/04/2023

Appendix 1: Proposed Order to exempt land from access rights for the 2023 Scottish Open

EAST LoTHIAN COUNCIL

LAND REFORM (SCOTLAND) ACT 2003

**THE EAST LoTHIAN COUNCIL (SCOTTISH OPEN, THE RENAISSANCE CLUB)
(EXEMPTION) ORDER 2023**

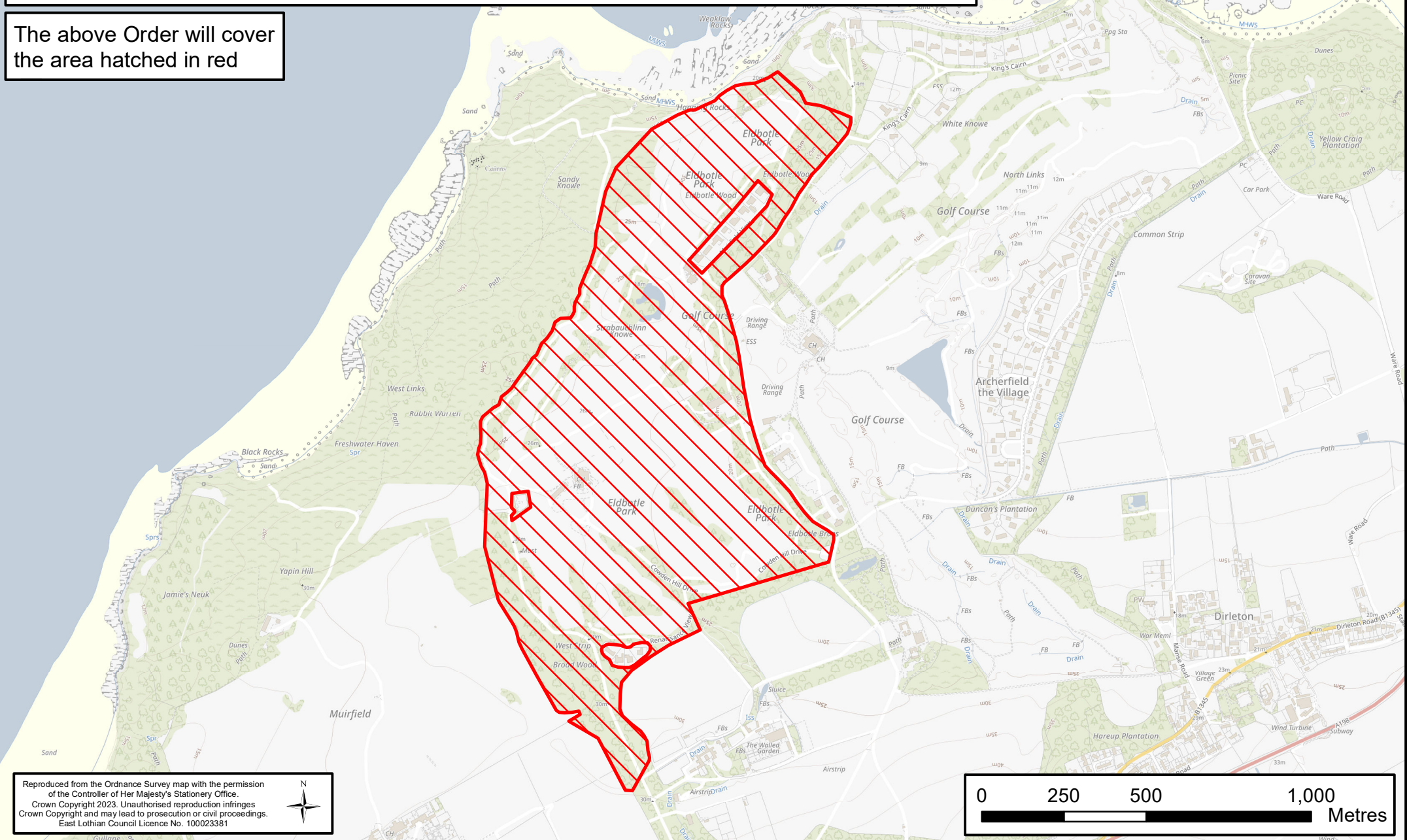
EAST LoTHIAN COUNCIL, in exercise of the powers conferred on them by Section 11(1) of the Land Reform (Scotland) Act 2003 ("the Act") and all other powers enabling them in that behalf, HEREBY MAKE the following Order:-

1. The Order may be cited as "The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023" and shall come into effect at 00.01 hours on 11 July 2023 and will expire at 23.59 hours on 16 July 2023, unless revoked earlier.
2. The effect of the Order is to exempt the area of land at The Renaissance Club, Dirleton, which area is shown hatched red on the plan thereof annexed and executed as relative hereto, from the access rights which would otherwise be exercisable in respect of that land by virtue of Part 1 of the Act.
3. The purposes for which the Order are made are:
 - (a) to permit an entrance fee to be levied on spectators for admission to the Scottish Open Golf Championship; and
 - (b) to secure the safety and security of players and the safety of the public during the Championship.

The foregoing Order typewritten on this page is, together with the plan annexed hereto, sealed with the Common Seal of East Lothian Council and subscribed for and on their behalf by _____, an authorised signatory and as such a "Proper Officer" for the purposes of Section 194 of the Local Government (Scotland) Act 1973 as amended, at HADDINGTON on the _____ day of _____ TWO THOUSAND and TWENTY THREE.

Plan referred to in The East Lothian Council (Scottish Open, The Renaissance Club) (Exemption) Order 2023

The above Order will cover the area hatched in red



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