

Protective Services Committee  
25 April 1996

**Irvine, 25 April 1996** - At a Meeting of the Protective Services Committee of North Ayrshire Council at 2.00 p.m.

**Present**

Jack Carson, Thomas Barr, Ian Clarkson, John Donn, David Gallagher, Elliot Gray, Joseph McKinney, Thomas Morris and George Steven.

**In Attendance**

Mr. Mackay, Legal Services Manager, Mr. Herbert, the Head of Accountancy, Mr. Moynihan, Principal Officer (Trading Standards), Mr. Delury, Principal Officer (Building Control) and Mr. Hannah, an Administration Officer.

**Chair**

Mr. Carson in the Chair.

**Apologies for Absence**

Patrick Browne, James Clements.

**1. Minutes Confirmed**

The Minutes of the Meeting of the Protective Services Committee held on 14 March 1996, copies of which had previously been circulated, were confirmed.

**2. Licensing: The Storage of Petroleum Spirit and Mixtures in Containers, Underground Tanks and Bulk Storage**

Submitted report by the Principal Trading Standards Officer on the proposed licensing of premises under the Petroleum (Consolidation) Act 1928.

The Act places a duty on authorities to licence locations/premises for the storage of petroleum products in the interests of public safety.

In North Ayrshire 72 locations/premises are licensed and these are sub-divided into three licensing categories namely:-

- (a) Storage of Petroleum Spirit/Mixtures in Containers;
- (b) Storage of Petroleum Spirit/Mixtures in Underground Tanks; and
- (c) Bulk Storage of Petroleum Spirit/Mixtures.

Licences are issued subject to a number of consultations and conditions. The licensing conditions in respect of the storage of petroleum spirit/mixtures in underground tanks have recently been revised by LACOTS, are detailed in Health and Safety Guidance Note No. 146 and should now be adopted. There have been no revisions in respect of licensing conditions with regard to containers, stores and bulk storage.

The Committee agreed (i) to continue to licence the existing three categories of locations/premises for the storage of petroleum spirit/mixtures; and (ii) to adopt the current licensing conditions for container stores and bulk storage and the revised licensing conditions for the storage of petroleum in underground tanks.

### **3. Appointment of Chief Inspector of Weights and Measures**

Submitted report by the Principal Trading Standards Officer on the Council's requirement to appoint a Chief Inspector of Weights and Measures.

The Council is a Weights and Measures Authority in terms of Section 2 of the Local Government Etc. (Scotland) Act 1994. In terms of the Weights and Measures Act 1985 each such authority requires to appoint a Chief Inspector of Weights and Measures and may also appoint a Depute.

The Chief Inspector is responsible to the local Weights and Measures Authority for the custody and maintenance of the local standards, working standards and the testing and stamping equipment provided for North Ayrshire. There are no finance or staffing implications.

The Committee agreed:-

- (a) to appoint the Principal Trading Standards Officer as Chief Inspector of Weights and Measures for North Ayrshire Council; and
- (b) to appoint the Senior Trading Standards Officer as Depute Chief Inspector of Weights and Measures for North Ayrshire Council.

### **4. Institute of Trading Standards Administration: Annual Conference and Exhibition**

Submitted report by the Principal Trading Standards Officer on proposed attendance at the I.T.S.A. Conference to be held in Bournemouth between 25th and 27th June 1996.

The Committee agreed that the Chair and Vice-Chair or their respective nominees together with the Legal Services Manager be authorised to attend the Conference.

### **5. Consultation on Licensing Matters**

#### **Previous Minute Reference (Protective Services 1/2/96)**

Submitted report by the Chief Executive on proposed arrangements for consultations with Members in respect of applications for licences received under the Civic Government (Scotland) Act 1982.

At their Meeting on 1st February 1996 the Committee agreed that North Ayrshire Council adopt the Cunninghame District Council licensing system and procedures in respect of the Civic Government (Scotland) Act 1982 in the interim and that a report be submitted to a future meeting of the Committee on adjustments required thereto.

The procedures of Cunninghame District Council involved Members receiving copies of all applications which related to an activity to be conducted in their Ward. This resulted in Members receiving large numbers of applications which were mainly non-contentious and simply for information. In order to expedite the licensing process it is now considered that Members should only receive applications which are either contentious or for new licences.

The Committee agreed (a) to adopt formally the licensing procedures carried out by Cunninghame District Council subject to an amendment whereby Members will only be consulted in respect of applications for licences under the Civic Government (Scotland) Act 1982 which are (a) considered to be contentious, and/or for new licences; and (b) applications for the grant or renewal of licences in respect of any premises or land.

### **6. Consultation on Public Charitable Collections**

#### **Previous Minute Reference (Protective Services 1/2/96)**

Submitted report by the Chief Executive on proposals for consultations with Members in respect of applications for permits for Public Charitable Collections under the Civic Government (Scotland) Act 1982.

At their Meeting on 1st February 1996 the Committee agreed to adopt the Cunninghame District Council licensing system in respect of applications for permits under the Civic Government (Scotland) Act 1982 in the interim and that a report be submitted to a future Meeting of the Committee on any adjustments required thereto.

Adjustments are now proposed to the consultation procedures with Members in respect of applications for permits to uptake Public Charitable Collections. Organisations intending to uptake either a Street Collection or House to House Collection in North Ayrshire require a permit issued by the Council. Charities which have been granted an Exemption Direction by the Secretary of State for Scotland do not require such a permission but must comply with other statutory provisions. Cunninghame District Council's procedures involved all applications for permission being forwarded to the Member within whose Ward area the proposed collection was to take place. It is now considered that Members should no longer receive copies of routine applications but continue to receive copies of applications which are of a contentious nature or from organisations which had not applied for or received permission from Cunninghame District Council between 1994 and 29th March 1996.

The Committee agreed (a) to adopt formally the procedures carried out by Cunninghame District Council with regard to Public Charitable Collections subject to an amendment whereby Members will only be consulted in respect of applications for permits from organisations seeking permission to uptake Public Charitable Collections which are (i) considered to be of a contentious nature; and/or (ii) submitted by organisations which had not received permission to collect from Cunninghame District Council between 1994 and 29th March 1996.

## **7. The Ardeer Tavern, 39 Ardoch Crescent, Stevenston**

Submitted report by the Director of Planning, Roads and the Environment seeking approval to make an Order under Section 13(2) of the Building (Scotland) Acts 1959 and 1970 in respect of the removal of dangerous and loose roof tiles and stones from the roof a derelict building known as the Ardeer Tavern, 39 Ardoch Crescent, Stevenston.

On 27th February 1996 a Notice in terms of Section 13 of the Building (Scotland) Acts 1959 and 1970 was served on the owner of the Ardeer Tavern. As no remedial works had been carried out by 13th March 1996 a Notice in respect of Section 13(2) (Notice of Intention to Make an Order) was served on the owner of the premises. A final inspection of the premises held on 27th March 1996 revealed that no works had commenced.

The Committee agreed that an Order under Section 13 of the Building (Scotland) Acts 1959 and 1970 be made requiring the necessary works to be carried out to the roof of 39 Ardoch Crescent, Stevenston.

## **8. Registration of Births, Deaths & Marriages: Saturday Civil Marriage Ceremonies**

Submitted report by the Legal Services Manager on the proposed introduction of Saturday Civil Weddings.

At present there are no arrangements for Saturday Civil Weddings in North Ayrshire and it is considered that the introduction thereof would extend the quality of services. The introduction of Saturday weddings would require to be approved by the Registrar General. Strathclyde Regional Council had previously introduced a level of fees and charges to compensate for increased staffing etc. costs.

After discussion the Committee agreed (a) subject to the approval of the Support Services Committee to approve, in principle, the introduction of Saturday Civil Weddings on the enhanced fees and charges introduced by Strathclyde Regional Council; and (b) to advise the Registrar

General of the proposed extension of services.

The Meeting ended at 2.40 p.m.