

Licensing Committee  
1 June 2022

At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m. within the Council Chambers, Irvine.

**Present**

Eleanor Collier, Nairn McDonald, John Bell, Stewart Ferguson, Christina Larsen, Jean McClung, Donald L. Reid and Ronnie Stalker.

**In Attendance**

W. O'Brien, Solicitor (Licensing) and H. Clancy, Committee Services Officer (Chief Executive's Service).

**Chair**

Councillor Collier in the Chair.

**Apologies**

Angela Stephen

**1. Chair's Remarks**

The Chair agreed, in terms of Standing Order 10.5, to vary the order of business to allow earlier consideration of Agenda Item 4: Review and Fixing of Taxi Scales (Civic Government (Scotland) Act 1982, Sections 17 to 18A) and Agenda Item 5: Taxi Stance at Hamilton Street, Saltcoats (Civic Government (Scotland) Act 1982, Sections 19).

**2. Declarations of Interest**

There were no declarations of interest by Members in terms of Standing Order 11 and Section 5 of the Code of Conduct for Councillors.

**3. Review and Fixing of Taxi Scales (Civic Government (Scotland) Act 1982, Sections 17 to 18A)**

Submitted report by the Head of Democratic Services on the Review and Fixing of Taxi Scales and the proposed timetable for the Review and Fixing Process.

The Committee agreed to approve (i) the proposed timetable for the Review and Fixing Process and (ii) the suggested process of Trade Consultation with Taxi Operators to take place on 13 June 2022 at 10.00 a.m. with Councillors Collier, McDonald and Stalker.

#### **4. Taxi Stance at Hamilton Street, Saltcoats (Civic Government (Scotland) Act 1982, Sections 19)**

Submitted report by the Head of Democratic Services on the Taxi Stance at Hamilton Street, Saltcoats.

The Committee agreed to approve (i) the Taxi Stance at Hamilton Street, Saltcoats; (ii) the Taxi Stance operating hours of 6pm – 3am for 6 spaces; and (iii) appropriate alterations to signs and road markings.

#### **5. Exclusion of the Public**

The Committee resolved, under Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public, for Agenda Items 5 and 6 (Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters) on the grounds that they involved the likely disclosure of Exempt Information as defined in Section 50J of, and Schedule 7A to, the Local Government (Scotland) Act 1973.

The 'Exempt Information' concerned is information of the type described in one or more of Paragraphs 3, 6, 14 and 15 of Part 1 of Schedule 7A to the Act:

- 3. "Information relating to any particular applicant for, or recipient or former recipient of, any service provided by the authority."
- 6. "Information relating to the financial or business affairs of any particular person (other than the authority)."
- 14. "Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime."
- 15. "The identity of a Protected Informant" - where "Protected Informant" is defined in Part III as a person who informs the Local Authority about a past, present or future crime, breach of statutory duty, breach of planning control, or nuisance."

#### **6. Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters**

Submitted report by the Head of Democratic Services on hearings to be determined and applications for the grant or renewal of licences, consents and permits, on hearings and on other matters, under the Civic Government (Scotland) Act 1982 and other Licensing legislation.

### **Appendix A: Hearings**

#### **6.1 Taxi Driver's Licence: TDL/02293 (New): John Welsh**

The Committee at its meeting held on 9 March 2022 agreed, to proceed to a Hearing in terms of Paragraph 4(2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The Committee agreed to continue consideration of this item to a future meeting.

## **Appendix B: Applications for Licences/Renewal of Licences**

### **6.2 PEL/670 (Temporary): Kelburn Arts Ltd**

The Committee agreed to grant the application, subject to the Council's standard conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **6.3 TDL/00422 (Renewal): James Cunninghame**

The Committee agreed to grant the application, subject to the Council's standard conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The meeting ended at 11.15 a.m.