

Protective Services Committee  
6 February 1997

**Irvine, 6 February 1997** - 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, Elliot Gray, Joseph McKinney, Thomas Morris and George Steven.

**In Attendance**

The Legal Services Manager, J. Kerr, Principal Licensing and District Court Officer (Legal Services), M. Hewitt, Corporate Policy Officer and B. Hannah, Administration Officer (Chief Executive).

**Chair**

Mr Carson in the Chair.

**Apologies for Absence**

J. Clements and R. Wilkinson.

**1. Minutes Confirmed**

The Minutes of the Meeting of the Protective Services Committee held on 12 December 1996, copies of which had previously been circulated, were confirmed.

**2. Gaming Act 1968: Section 34**

Submitted report by the Legal Services Manager on applications for Gaming Machine Permits under the Gaming Act 1968.

Strathclyde Police, Strathclyde Fire Brigade and the Director of Planning, Roads and the Environment have intimated no objections to the applications.

The Committee agreed to approve the applications as undernoted:-

<u>APPLICANT/PREMISES</u>	<u>NO. OF MACHINES</u>
Trattoria Toscana, 11 Howgate, Kilwinning per P. Biondi	1

Fish and Chicken Bar, Burns Crescent, Girdle Toll, Irvine per D. Campagna	1
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### 3. Exclusion of Public

Resolved, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 6, 13 and 14 of Part 1 of Schedule 7A to the Act.

### 4. Civic Government (Scotland) Act 1982: Applications for Licences

Submitted the annexed list (Appendix PROS1) of applications for licences under the Civic Government (Scotland) Act 1982.

In connection with each application shown on the list, the Committee took the decision indicated in the final column of the said Appendix.

### 5. Hearings

Submitted report by the Chief Executive detailing applications to be heard by the Committee.

#### (a) TDL/531(N)

The Committee considered an application for the grant of a Taxi Driver's Licence for D.M.

Agreed to grant.

#### (b) TDL/716(N)

The Committee considered an application for the grant of a Taxi Driver's Licence for I.M.

The applicant had been invited to attend the Meeting or make a written submission in support of his application. The applicant was not present and no written submission had been received.

The Committee thereafter proceeded to consider the application.

Having considered the matter the Committee agreed that the application be refused in terms of Paragraph 5(3)(a)(ii) of Schedule 1 to the Civic Government (Scotland) Act, 1982 on the basis that the applicant is not a fit and proper person to be the holder of a Taxi Driver's Licence by virtue of his medical condition.

#### (c) STL/O/097(R)

The Committee received the applicant who advised that her application related to the renewal of a Street Trader's Licence in respect of a static snack bar to be located at Winton Circus, Saltcoats. The application also sought an extension of hours from 2300 hours to 0300 on Fridays and Saturdays.

The applicant advised that she wished to amend her application in respect of Friday and Saturday evenings from 10 00 hours to 23 00 hours seven days a week.

Having considered the submission before them the Committee agreed to grant the application as amended.

**(d) STL/E/094(N)**

The Committee considered an application for the grant of a Taxi Driver's Licence for G.M.

Agreed to grant.

**(e) LHCL/0692(R)**

The Committee considered an application for the renewal of a Late Hours Catering Licence by Mr. A.Y.S.

The Committee received Mrs. McLaughlan, objector to the application, and the agent for the applicant.

Having considered the terms of the objection and a statement in support of the application, the Committee agreed (a) to grant the licence; (b) to request that the Director of Planning, Roads and the Environment monitor the operation of the premises; and (c) to advise Strathclyde Police of a number of matters causing concern to the objector, albeit that they are not directly concerned with the operation of the Late Hours Catering Licence.

**(f) PEL/026**

The Committee considered an application for the grant of a Public Entertainment Licence submitted by Mr. M.E.

Mr. E., accompanied by his agent, intimated an amendment to the application. The application had originally sought a Public Entertainment Licence from 0200 hours to 0400 hours seven days per week. The amended application sought a licence from 0200 hours to 0300 hours on Saturday and Sunday.

Having considered the submissions before them and the remote location of the premises in relation to the town centre and housing, the Committee agreed to grant the licence subject to additional conditions being imposed in relation to (a) the numbers of persons permitted entry to the premises and closing arrangements being in accordance with the Liquor Licence issued by the Licensing Board; (b) that the duration of the Licence be coterminous with the regular extension of permitted hours issued by the Licensing Board; and (c) that Strathclyde Police be requested to monitor the operation of the premises.

**(g) PCC - Hands Off Our Water Campaign**

The Committee considered an application for the grant of a Public Charitable Collection per T.M.

The applicant had been invited to attend the Meeting or make a written submission in support of his application. The applicant was not present and no written submission had been received.

The Committee thereafter proceeded to consider the application.

The Committee refused the application on the basis that it does not fall within the definition of a Public Charitable Collection in terms of Paragraph 16 of Section 119 to the Civic Government (Scotland) Act 1982.

The Meeting ended at 4.20 p.m.

**Protective Services Committee**  
**06/02/97**

Appendix No  
**PROS 1**

**Applications for Licences/Renewal of Licences/Permits**

<b>Type of Licence Ref. No. &amp; Date Rec'd</b>	<b>Details of Applicant</b>	<b>Decision</b>
<b><u>Taxi Driver's Licences</u></b>		
1. TDL/746(N)	Cyril Brown	Agreed to grant
2. TDL/742(N)	J.F.	Agreed to defer consideration of the application and invite the applicant to the next meeting of the Committee.
3. TDL/735(N)	P.O.R.	Agreed to defer consideration of the application and invite the applicant to the next meeting of the Committee.
4. TDL/743(N)	James Shaw	Agreed to grant
5. TDL/384(R)	T.M.	Agreed to defer consideration of the application and invite the applicant to the next meeting of the Committee.
<b><u>Private Hire Car Licences</u></b>		
6. PHCL/117(N)	Patrick Doherty	Agreed to Grant

Type of Licence Ref. No. & Date Rec'd	Details of Applicant	Decision
<b><u>Late Hours Catering Licences</u></b>		
7. LHCL/062(N)	Harbhajan Sangha	Agreed to grant
8. LHCL/056(N)	Abid Mahmood	Agreed to grant
<b><u>Second Hand Dealer's Licences</u></b>		
9. SHDL/056(N)	J.M., D.M. and J.L.	Continued for further consultations

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