

Licensing Committee  
18 June 2013

**IRVINE, 18 June 2013** - At a Special Meeting of the Licensing Committee of North Ayrshire Council at 2.00 p.m.

**Present**

Ronnie McNicol, Tom Marshall, Robert Barr, Ian Clarkson, Alex McLean, Alan Munro and Robert Steel.

**In Attendance**

W. O'Brien, Solicitor (Licensing), A. Toal, Administrative Assistant, and D. McCaw, Committee Services Officer (Chief Executive's Service).

**Also In Attendance**

Inspector Jones and PC McLean (Police Scotland).

**Chair**

Councillor McNicol in the Chair.

**Apologies for Absence**

John Bruce, Ruth Maguire and Donald Reid.

**1. Declarations of Interest**

There were no declarations of interest by Members in terms of Standing Order 16 and Section 5 of the Councillors Code of Conduct.

**2. Exclusion of the Public**

The Committee resolved in terms of Section 50(A)4 of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public for items 4.1, 4.2 and 4.3 on the grounds indicated in terms of Paragraphs 13 and 14 of Part 1 of Schedule 7A of the Act.

**3. Civic Government (Scotland) Act 1982: Licensing Matters**

Submitted report by the Chief Executive on (a) Hearings to be determined; and (b) applications for the grant or renewal of licences and permits all in terms of the Civic Government (Scotland) Act 1982.

**Part A - Hearings**

**4.1 STL/O/325 Ian Ewing**

The Chief Superintendent of Police Scotland has requested an emergency suspension under Paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982 pertaining to licence STL/O/325.

The representatives from Police Scotland addressed the Committee setting out the observations of the Chief Superintendent of Police Scotland in relation to the licenceholder. The Solicitor (Licensing) provided additional background information.

The Committee discussed the information presented and considered also the implications for the holder of licence STL/O/261 in connection with the matter.

The Committee unanimously agreed (a) to suspend licence STL/O/325 in terms of Paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982; (b) on the basis of the information presented, to proceed to a hearing, within 6 weeks, in terms of Paragraph 11(2)(a) and (c) of Schedule 1 of the Civic Government (Scotland) Act 1982 in respect of licence STL/O/325; and (c) to proceed to a hearing in terms of Paragraph 11(2)(a) and (c) of Schedule 1 of the Civic Government (Scotland) Act 1982 in respect of licence STL/O/261.

#### **4.2 TDL/01432 Ian Crews**

The Solicitor (Licensing) advised on the background with regard to this matter.

The Committee unanimously agreed (a) to suspend the licence in terms of Paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982; and (b) on the basis of the information presented, to proceed to a hearing, within 6 weeks, in terms of Paragraph 11(2)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.3 TDL/01767 Leonard Guiney**

The Chief Superintendent of Police Scotland has requested an emergency suspension under Paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982 pertaining to licence TDL/01767.

The representatives from Police Scotland addressed the Committee setting out the observations of the Chief Superintendent of Police Scotland in relation to the licenceholder. The Solicitor (Licensing) provided additional background information.

The Committee unanimously agreed (a) to suspend the licence in terms of Paragraph 12 of Schedule 1 to the Civic Government (Scotland) Act 1982; and (b) on the basis of the information presented, to proceed to a hearing, within 6 weeks, in terms of Paragraph 11(2)(a) and (c) of Schedule 1 of the Civic Government (Scotland) Act 1982.

## **Part B - Applications for Licences and the Renewal of Licences**

### **5.1 TDL/01613 (Renewal 3 years) Peter Strachan**

The Committee unanimously agreed (a) to suspend Standing Orders and rescind the decision of the Committee of 22 May 2013 to continue the case for a Hearing; and (b) to grant the application subject to conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **5.2 PEL/168 (Temporary) David Boyle**

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

The meeting ended at 2.35 p.m.