



**NORTH AYRSHIRE**  
COUNCIL

Cunninghame House,  
Irvine.

26 September 2013

### **Licensing Committee**

You are requested to attend a Meeting of the above mentioned Committee of North Ayrshire Council to be held in Committee Room 2, Cunninghame House, Irvine on **WEDNESDAY 2 OCTOBER 2013** at **2.00 p.m.** to consider the undernoted business.

Yours faithfully

Elma Murray

Chief Executive

**1. Declarations of Interest**

Members are requested to give notice of any declarations of interest in respect of items of business on the Agenda.

**2. Minutes**

The accuracy of the Minutes of the meeting of the Committee held on 21 August 2013 and the Special meeting held on 10 September 2013 will be confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973 (copies enclosed).

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

Submit report by the Chief Executive on (a) Hearings to be determined; (b) applications for the grant or renewal of licences and permits; and (c) issues arising in respect of existing licences, all in terms of the Civic Government (Scotland) Act 1982 (copy enclosed).

**4. Urgent Items**

Any other items which the Chair considers to be urgent.

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## Licensing Committee

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Sederunt: Ronnie McNicol (Chair)  
Tom Marshall (Vice Chair)  
Robert Barr  
John Bruce  
Ian Clarkson  
Ruth Maguire  
Alex McLean  
Alan Munro  
Donald Reid  
Robert Steel

Chair:

Attending:

Apologies:

Meeting Ended:



Licensing Committee  
21 August 2013

**IRVINE, 21 August 2013** - At a meeting of the Licensing Committee of North Ayrshire Council at 2.15 p.m.

**Present**

Ronnie McNicol, Tom Marshall, Robert Barr, John Bruce, Ian Clarkson, Ruth Maguire, Donald Reid and Robert Steel.

**In Attendance**

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

**Also In Attendance**

Inspector Conway and PC McLean (Police Scotland).

**Chair**

Councillor McNicol in the Chair.

**Apologies for Absence**

Alex McLean and Alan Munro.

**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. Minutes**

The accuracy of the Minutes of the meeting of the Committee held on 22 May 2013 and the Special meetings held on 18 June, 3 July and 26 July 2013 were confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

Arising from consideration of the Minutes, the Committee was advised that the applicant who had been refused a Public Charitable Collection Licence by the Committee on 3 July 2013 had undertaken a collection in Largs on 6 July 2013.

The Committee agreed that any future applications be remitted to the Committee for consideration.

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

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

#### **4. 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 Part A - Hearings on the grounds indicated in terms of Paragraph 15 of Part 1 of Schedule 7A of the Act.

#### **Part A: Hearings**

##### **4.1 PEL/067 (variation) North Ayrshire Council**

North Ayrshire Council has applied for a temporary variation of a Public Entertainment Licence for the Volunteer Rooms, High Street, Irvine by an extra hour on Saturday 24 August 2013.

The applicant having been duly cited to attend was in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The applicant then addressed the Committee on the issues raised and responded to questions.

The applicant then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

#### **Decision**

The Committee unanimously 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.

##### **4.2 STL/E/248 (New) Nico Bradley Serapiglia**

The Committee, at its meeting on 22 May 2013, agreed on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was in attendance. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of a letter dated 5 April 2013 setting out the observations of Police Scotland in relation to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

The applicant and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

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.

#### **4.3 TDL/01070 (New) John Douglas Simpson**

The Committee, at its meeting on 22 May 2013, agreed on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was not present. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of letters dated 15 April and 6 June 2013 setting out the observations of Police Scotland in relation to the application.

The representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

The Committee unanimously agreed to refuse the application in terms of Paragraph 5 (1) (c) of Schedule 1 of the Civic Government (Scotland) Act 1982 on the grounds set out in Paragraph 5(3)(a)(ii) of the Schedule, that the applicant is not a fit and proper person to be the holder of a Taxi Driver's Licence.

#### **4.4 TDL/01834 (New) Graeme Reid**

The Committee, at its meeting on 22 May 2013, agreed on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was in attendance. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of letters dated 27 March and 17 May 2013 setting out the observations of Police Scotland in relation to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

The applicant and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

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.

#### **4.5 TDL/01836 (New) Gavin Cousar**

The Committee, at its meeting on 22 May 2013, agreed on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was in attendance and was represented. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the terms of letters dated 27 March and 24 April 2013 setting out the observations of Police Scotland in relation to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

The applicant, his representative and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

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.

#### **4.6 TDL/01837 (New) Mohamed Asli**

The Committee, at its meeting on 22 May 2013, agreed on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The applicant, having been duly cited to attend, was in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. Standard conditions attached to Taxi and Private Hire Car Licences and Taxi Driver and Private Hire Car Drivers Licences include that all applicants for whom English is not a first language, prove their competence in English. The applicant addressed the Committee on the issues raised and responded to questions.

The applicant then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

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.

#### **4.7 TL/085 (Renewal) Albert Lamberton**

The Committee, at its meeting on 22 May 2013, agreed on the basis of the information presented, to proceed to a Hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The licenceholder, having been duly cited to attend, was in attendance. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the licenceholder. The representatives from Police Scotland then addressed the Committee on the terms of letters dated 27 March and 23 April 2013 setting out the observations of Police Scotland in relation to the licenceholder. Thereafter, the licenceholder addressed the Committee on the issues raised and responded to questions.

The licenceholder and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

### **Decision**

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.

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

#### **4.8 LHCL/111 (New) Muhammad Aslam**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.9 STL/O/380 (New) Candy Cane Lane Ltd**

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.

#### **4.10 TDL/00424 (New) Stewart McCulloch**

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.

#### **4.11 TDL/00850 (Renewal) Albert Lamberton**

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.

#### **4.12 TDL/01418 (New) Mary Myra Craig**

The Committee was advised that the application had been withdrawn.

#### **4.13 TDL/01629 (Renewal) Brian Conway**

The Committee unanimously agreed (a) to grant the application subject to conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982; and (b) that the Solicitor (Licensing) write to the licenceholder in relation to the licence conditions and the requirement to disclose convictions during the terms of the licence.

#### **4.14 TDL/01698 (Renewal) Martin Cruickshank**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.15 TDL/01842 (New) Marc Campbell-Currie**

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.

#### **4.16 TDL/01845 (New) Stephen Campbell**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.17 TDL/01848 (New) Charles Stewart**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982

#### **4.18 TDL/01852 (New) John Derek Samuel**

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.

#### **4.19 TDL/01855 (New) David Smith**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.20 TDL/01856 (New) Thomas Edgar**

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.

#### **4.21 TDL/01860 (New) Dominic McCann**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.22 TDL/01862 (New) Mohamed Othmani**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.23 TDL/01864 (New) Lesley Evans**

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.

#### **4.24 TDL/01865 (New) Saman Mohammed**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **4.25 TL/196 (New) Peter Cassidy**

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

## **Part C - Issues in respect of Existing Licences**

### **4.26 Late Hours Catering Licence - GB Oils Ltd - Castlebay Filling Station, Largs**

The Committee was advised of a number of letters of complaints received in respect of disturbances in and around Castlebay Filling Station, Largs.

The Committee unanimously agreed on the basis of the information presented to proceed to a hearing in terms of Paragraph 4 (2) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **4.27 TDL/00804 Patrick Griffin**

The Committee was advised that the licenceholder had surrendered his Taxi Driver badge and licence as a result of suffering a transient ischaemic attack.

The Committee unanimously agreed (a) to suspend licence TDL/00804 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.

## **5. Landlord Registration under the Antisocial Behaviour etc. (Scotland) Act 2004, Part 8**

Submitted reports by the Chief Executive on matters relating to Landlord Registration under the Antisocial Behaviour etc (Scotland) Act 2004, Part 8.

### **5.1 Applications for Landlord Registration**

At its meeting on 23 August 2011, the Committee considered applications for Landlord Registration from J. Cleary and M. Cleary. The Committee agreed to continue consideration of the applications as there were pending proceedings under the Proceeds of Crime Act 2002. The proceedings under the Proceeds of Crime Act 2002 have now been concluded.

The report provided details of incorrect information provided by J. Cleary in respect of his convictions and current residence. Information supplied by Strathclyde Police, the public websites of the Scottish Crime and Drug Enforcement Agency (SCDEA) and newspapers in respect of J. Cleary revealed drug convictions from 1999, 2003 and 2010.

The application in respect of M. Cleary, was considered to be incompetent in terms of Section 83(1)(b) of the Antisocial Behaviour etc. (Scotland) Act 2004, Part 8, on the basis that she does not own the property.

P. Ward, Solicitor was in attendance representing the Cleary's interests and provided information in respect of the property concerned.

The Committee agreed (a) to refuse the application made by Jason Cleary, Aloha Playa, Floor 9 912, Benalmadena Costa, Malaga (211439/310/05370) under Section 84(2)(b); (b) to issue a Notice under Section 94 in respect of the house at 9 Sharlee Wynd, West Kilbride; and (c) to delegate authority to the Solicitor (Licensing) to make such an order if one is not then in force but where there is reasons to believe that the grounds for making an order exist.

## **5.2 2a Deerpark Avenue, Stevenston**

At its meeting on 26 July 2013, the Committee considered circumstances relating to an application for Landlord Registration from A. McLaughlan. The Committee was advised that the application for registration had been withdrawn. The Committee unanimously agreed to continue consideration of the question of whether or not to issue a Rent Penalty Notice (RPN) under Section 94 of the Antisocial Behaviour etc. (Scotland) Act 2004, Part 8.

The property at 2a Deerpark Avenue, Stevenston is currently occupied although no rent is paid. The current occupier will leave on 13 September 2013 and the house will then be unoccupied. It is a pre-condition of a RPN that the property is currently subject to a lease of an occupancy arrangement by virtue of which an unconnected person may use the house as a dwelling.

The Committee agreed to issue a Notice under Section 94 in respect of the house at 2a Deerpark Avenue, Stevenston.

## **6. Civic Government (Scotland) Act 1982: Taxi Fare Review**

Submitted report by the Chief Executive on the consultation procedure for the Taxi Fare Review for 2013.

The Council, as Licensing Authority, is required to periodically review the scale of taxi fares in force within North Ayrshire. As part of this review, and in advance of setting a new scale of fares, the Council must consult with representatives of the taxi trade, advertise its proposals, and consider representations. A proposed timescale for conducting the review was set out in the appendix to the report.

The Committee agreed to (a) approve the proposed timetable for the review process as appended to the report; and (b) make the appropriate arrangements to meet with the taxi operators to consider their proposals as part of the review process.

## **7. Civic Government (Scotland) Act 1982 : Taxi Numbers Limitation**

Submitted report by the Chief Executive on the factual and legal background to a request made by people on the waiting list for Taxi Licences.

The Council has a Taxi Numbers Limitation Policy that determines the taxi numbers and zoning arrangements within North Ayrshire. The Council is entitled to make exceptions to the policy. A waiting list is kept of those individuals interested in operating a taxi and when a slot becomes available the person at the top of the list is advised.

A letter has been received from two people on the Irvine waiting list requesting that the Committee treat their circumstances as an exception to the Policy and authorise them to bypass the waiting list.

Mr Taylor, Lawthorn Taxis was in attendance and provided information in relation to the provision of wheelchair accessible vehicles in the Irvine area, which in his view was insufficient. Mr Taylor requested that he be permitted to bypass the waiting list and submit an application for a taxi licence in the normal manner in order to increase the level of service available in Irvine to wheelchair users and disabled people.

The Committee was advised that a review of the Taxi Numbers Limitation Policy will be undertaken.

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

## **8. Urgent Items**

The Chair agreed that the following items be considered as a matter of urgency to update Members and to allow the matters to be actioned without delay.

### **8.1 Civic Government (Scotland) Act 1982 - Advertising on Taxis and Private Hire Cars**

At its meeting on 22 May 2013, the Committee considered a report on a possible breach of the Council's policy on advertising on taxis and private hire cars and was provided with information on vehicles with adverts covering side and rear windows.

The Committee agreed that (a) the Enforcement Officer (i) make the necessary arrangements for the Chair, Vice-Chair, Councillors Clarkson and Steel to view the vehicles; and (ii) report the findings to the next meeting of the Committee.

The Committee was advised that a site visit was undertaken and Councillors viewed the vehicles concerned. The general view was that advertising on rear windows was acceptable but that advertising on side windows did obscure visibility into vehicles.

A draft of advertising conditions prepared by the Solicitor (Licensing) was circulated to the Committee for Members consideration.

The Committee agreed that the Solicitor (Licensing) review the wording of the advertising conditions and submit the revised conditions to a future meeting of the Committee.

## **8.2 Public Charitable Collection - Cancer Research**

Mrs Sharp has applied for a Public Charitable Collection licence to collect in Irvine on 24 August 2013. The application had been received outwith the statutory 28 day notice period.

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.

## **8.3 Street Trader Employee's Licence - Gerald Jackson STL/3/211**

The Committee was advised that the above application for the renewal of a Street Trader Employee Licence had been received after the licence had expired, but within 28 days of the expiry of the licence.

The Committee unanimously agreed (a) that the application be accepted as a renewal of the Street Trader Employee Licence; 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.

The meeting ended at 5.25 p.m.



Licensing Committee  
10 September 2013

**IRVINE, 10 September 2013** - At a Special Meeting of the Licensing Committee of North Ayrshire Council at 10.30 a.m.

**Present**

Ronnie McNicol, Robert Barr, John Bruce, Ruth Maguire, Alex McLean, Alan Munro, Donald Reid and Robert Steel.

**In Attendance**

S. McKenzie, Senior Manager Building Standards and P. Brennan, Specialist Environmental Health Officer (Development and Environment); C. Andrew, Senior Manager Legal Services, W. O'Brien, Solicitor (Licensing), A. Toal, Administrative Assistant (Licensing) and A. Little, 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**

Tom Marshall and Ian Clarkson.

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

Submitted report by the Chief Executive on Hearings to be determined in terms of the Civic Government (Scotland) Act 1982.

**Part A: Hearings**

**2.1 PEL/186 Kelburn Productions Ltd**

Kelburn Productions Ltd has applied for a Public Entertainment Licence for an event on 14 September 2013.

The applicant, D. Boyle and his representative Z. Shaw were in attendance. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives from Police Scotland then addressed the Committee on the observations of Police Scotland in relation to the application. Thereafter, the applicant and his representative addressed the Committee on the issues raised and responded to questions.

The applicant, his representative and representatives of Police Scotland then withdrew to allow the Committee to deliberate, returning to hear the Committee's decision.

## **Decision**

The Committee unanimously 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.

## **Part B - Application for the Renewal of a Licence**

### **2.2 TDL/00589 Gordon Crews**

The Committee was advised that the above application for the renewal of Taxi Driver Licence had been received after the licence had expired.

The Committee unanimously agreed that the application be accepted as a renewal of the Taxi Driver Licence.

The meeting ended at 11.15 a.m.

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## **NORTH AYRSHIRE COUNCIL**

### **Agenda Item 3**

**2 October 2013**

#### **Licensing Committee**

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**Subject:** **Civic Government (Scotland) Act 1982: Licensing Matters**

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**Purpose:** To advise the Committee of (a) Hearings to be determined; (b) applications for the grant or renewal of licences and permits; and (c) issues arising in respect of existing licences, all in terms of the Civic Government (Scotland) Act 1982.

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**Recommendation:** That the Committee considers and determines the matters before it.

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#### **1. Introduction**

- 1.1 In terms of the Civic Government (Scotland) Act 1982, the Council, as Licensing Authority, requires to determine issues in respect of the grant, renewal or suspension of licences.

#### **2. Current Position**

- 2.1 The attached appendices detail the matters before the Committee for determination as follows:-

**Appendix A:**

Issues in respect of existing licences.

**Appendix B:**

Applications for the grant or renewal of licences and permits.

**Appendix C:**

Issues in respect of existing licences.

#### **3. Proposals**

- 3.1 It is proposed that the Committee considers and determines each of the listed cases in accordance with the required procedures.

#### **4. Implications**

##### Financial Implications

- 4.1 There are possible financial implications in relation to the refusal of any application.

##### Human Resource Implications

- 4.2 None

##### Legal Implications

- 4.3 There are possible legal implications in relation to the refusal of any application.

##### Equality Implications

- 4.4 None

##### Environmental Implications

- 4.5 None

##### Implications for Key Priorities

- 4.6 None

##### Community Benefit Implications

- 4.7 None

#### **5. Consultations**

- 5.1 Consultations have been undertaken with Police Scotland, Strathclyde Fire and Rescue, and the appropriate Council Services.

**6. Conclusion**

- 6.1 The Committee is requested to consider and dispose of the matters before it.

A handwritten signature in black ink, reading "Elma Murray". The signature is written in a cursive style with a large initial 'E' and a long, sweeping underline.

ELMA MURRAY  
Chief Executive

Reference : PAT

For further information please contact William O'Brien, Solicitor (Licensing)  
on 01294 324305

**Background Papers**

None



## **APPENDIX A**

### **Hearings**

<b>Suspension Hearing 1</b>	<b>Late Hours Catering Licence</b>	<b>LHCL/109</b>
<b>Licenceholder and Address</b>	<b>G B Oils Ltd</b> 302 Bridgewater Place Birchwood Park Warrington WA3 6XG	
<b>Premises</b>	Castlebay Filling Station Irvine Road Largs	
<b>Duration of Licence</b>	29/05/2013 - 30/04/2016	
<b>Hearing 2</b>	<b>Late Hours Catering Licence</b>	<b>LHCL/111 (New)</b>
<b>Applicant and Address</b>	<b>Muhammed Aslam</b> 2/1 126 Dickson Avenue Glasgow G42 8EL	
<b>Premises</b>	43 Hamilton Street Saltcoats	
<b>Hearing 3</b>	<b>Taxi Driver's Licence</b>	<b>TDL/01698 (Renewal)</b>
<b>Applicant and Address</b>	<b>Martin Cruickshank</b> 14 Harvey Gardens Ardrossan KA22 8LG	

<b>Hearing 4</b>	<b>Taxi Driver's Licence</b>	<b>TDL/01848 (New)</b>
<b>Applicant and Address</b>	Charles <b>Stewart</b> 1 Geirston Road Kilbirnie KA25 7LF	
<b>Hearing 5</b>	<b>Taxi Driver's Licence</b>	<b>TDL/01855 (New)</b>
<b>Applicant and Address</b>	David <b>Smith</b> 2 Craufurd Crescent Barrmill Beith KA15 1HR	
<b>Hearing 6</b>	<b>Taxi Driver's Licence</b>	<b>TDL/01860 (New)</b>
<b>Applicant and Address</b>	Dominic <b>McCann</b> 98/1RM Glasgow Street Ardrossan KA22 8EH	
<b>Hearing 7</b>	<b>Taxi Driver's Licence</b>	<b>TDL/01862 (New)</b>
<b>Applicant and Address</b>	Mohamed <b>Othmani</b> 32 McKinlay Crescent Irvine KA12 8DW	
<b>Hearing 8</b>	<b>Taxi Driver's Licence</b>	<b>TDL/01865 (New)</b>
	Saman <b>Mohammed</b> 11 Lochgoin Gardens Drumchapel Glasgow G15 8HA	

<b>Suspension Hearing 9</b>	<b>Taxi Driver's Licence</b>	<b>TDL/00804</b>
<b>Licenceholder and Address</b>	Patrick John <b>Griffin</b> 1 Southnook Road Girdle Toll Irvine KA11 1NT	
<b>Duration of Licence</b>	01/03/2013 - 28/02/2014	
<b>Hearing 10</b>	<b>Taxi Operator's Licence</b>	<b>TL/196 (New)</b>
<b>Applicant and Address</b>	Peter <b>Cassidy</b> 3 Lewis Terrace Broomlands Irvine KA11 1HJ	



## APPENDIX B

### Applications for Licences/Renewal of Licences

Type of Licence/Reference Number	Details of Applicant	Comments
<b>LHCL/084 (Variation)</b>	<b>Nasir Gulem</b> 3 McKillop Place Saltcoats KA21 6AZ	Hours requested outwith Council's Policy
<b>Premises</b>	<b>Turkish Food Club</b> 49A Hamilton Street Saltcoats	
<b>LHCL/110 (New)</b>	<b>Shahzad Hassan</b> 79 Boyd Street Glasgow G42 8AH	Hours requested outwith Council's Policy
<b>Premises</b>	<b>Abid's Takeaway</b> 2 Courthill Street Dalry KA24 5AP	Police observation received
<b>MOL/001 (Renewal)</b>	<b>Spook Erection Ltd</b> PO Box 219 Penrith Cumbria CA11 7AH	Requested to amend Condition 18 on licence
<b>Premises</b>	Car Park and Grounds at Kirkgate/Hamilton Street Saltcoats	
<b>PCC (Temporary)</b>	<b>Hansel</b> Sheila McLean Hansel Broadmeadows Symington KA11 5PU	Dates requested outwith Council's Policy

<b>PEL/173 (New)</b>	Aquilla <b>Clark</b> 2 Holmwood Court Largs KA30 8RT	Comments received from Building Standards
<b>Premises</b>	North Shore Largs	
<b>PEL/176 (New)</b>	<b>Beachcombers Kiosks</b> 5 Chapelton Drive Largs KA30 8RD	Comments received from Building Standards
<b>Premises</b>	Beachcombers Kiosk Promenade Largs KA30 8BG	
<b>SPTL/019 (New)</b>	Anita Rose <b>Wood</b> 78 Kennedy Drive Kilmarnock KA3 7SZ	Police observation received
<b>Premises</b>	<b>Sin on Skin Tattoo</b> 117 High Street Irvine	
<b>STL/O/385 (New)</b>	Kerry <b>Smith</b> 60 Dirrans Terrace Kilwinning KA13 7PJ	Police objection received
<b>Vehicle Details</b>	Ford Transit V319 DSM	
<b>TDL/00259 (Renewal)</b>	Robert <b>Howie</b> 66 Ford Avenue Dreghorn KA11 4BN	Police observation received
<b>TDL/00840 (New)</b>	Ian <b>Roderickson</b> 1c Glebe Street Stevenston KA20 3EN	Police observation received

<b>TDL/01454 (New)</b>	Ronald <b>Smallridge</b> 1 Linn Avenue Largs KA30 9JT	Police observation received and non-disclosure
<b>TDL/01711 (Renewal)</b>	Gareth <b>Walsh</b> 41 Dennyholm Wynd Kilbirnie KA25 6GH	Incompetent application
<b>TDL/01866 (New)</b>	Roderick <b>Cameron</b> 28 Dick Crescent Irvine KA12 9HN	Police observation received
<b>TDL/01869 (New)</b>	Martin <b>Sneddon</b> 8 Mossgiel Drive Irvine KA12 0QT	Police observation received
<b>TDL/01870 (New)</b>	Thomas <b>Brownlow</b> Flat 1/M 1 Morris Street Largs KA30 9HR	Police observation received
<b>TDL/01872 (New)</b>	Atif <b>Mahmood</b> 6 Rose Street Halifax HX1 4DN	Failure to produce qualification in English language.
<b>TDL/01874 (New)</b>	Paul <b>Gorman</b> 47 Baidland Avenue Dalry KA24 4DR	Police observation received and non disclosure of conviction
<b>TDL/01875 (New)</b>	Donald <b>McMahon</b> 31 Milton Quadrant Kilbirnie KA25 7ER	Police observation received and non disclosure of convictions
<b>TDL/01868 (New)</b>	John <b>Symington</b> 55 Montgomerie Terrace Kilwinning KA13 7NR	Police observation received



## APPENDIX C

### Issues in respect of Existing Licences

<b>Case 1</b>	<b>Booking Office Licence</b>	<b>BOL/015</b>
<b>Licenceholder and Address</b>	Kevin <b>Blades</b> 1 Dale Crescent Irvine KA12 0RU	
<b>Premises</b>	1 Dale Crescent Irvine KA12 0RU	