

Licensing Committee
14 July 2021

At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m. involving participation by remote electronic means.

Present

Ronnie McNicol, Robert Barr, John Easdale, Jean McClung, Davina McTiernan and Donald L. Reid.

In Attendance

W. O'Brien, Solicitor (Licensing), A. Toal, Administrative Assistant (Licensing), D. Robertson, Enforcement Officer (Democratic Services) and H. Clancy and C. Stewart, Committee Services Officers (Chief Executive's Service).

Apologies

Todd Ferguson, Scott Gallagher and Angela Stephen.

Chair

Councillor McNicol in the Chair.

1. Declarations of Interest

There were no declarations of interest by Members in terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors.

2. Policy on Land Trains and Rickshaws - Street Trader Licences under Civic Government (Scotland) Act 1982, Section 39

Submitted report by the Head of Democratic Services on the Policy on Land Trains and Rickshaws with possible consultation questions set out at Appendix F to the report.

The Committee agreed to continue to a future meeting to allow a public consultation to be undertaken.

3. 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 Item 5 (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."

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

4.1 J.K.

The Solicitor (Licensing) addressed the Committee setting out the background to the case. The applicant, having been duly cited to attend, joined the meeting at this point.

The applicant addressed the Committee on the issues raised and responded to questions.

Decision

Councillor Barr, seconded by Councillor Easdale, moved that the Committee continue consideration of the application to a future meeting for further investigation and clarification by Officers.

The meeting ended at 11.55 a.m.