

Protective Services Committee
15 April 1999

Irvine, 15 April 1999 - At a Meeting of the Special Protective Services Committee of North Ayrshire Council at 2.00 p.m.

Present

Thomas Barr, Joseph McKinney and James Clements.

In Attendance

I.T. Mackay, Assistant Chief Executive, L. McHugh, Solicitor (Licensing) and M. McCann, Administration Assistant (Civic Government Licensing) (Legal and Regulatory); and M. McKeown, Administration Officer (Chief Executive).

Chair

Mr Barr in the Chair.

Apologies for Absence

Jack Carson, John Donn and George Steven.

1. Exclusion of Public

The Committee 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 item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraphs 6, 13 and 14 of Part I of Schedule 7A of the Act.

2. Civic Government (Scotland) Act 1982 - Licensing Hearings

Submitted report by the Assistant Chief Executive (Legal and Regulatory) on (a) applications for the grant or renewal of licences under the Civic Government (Scotland) Act 1982; (b) licence holders where the issues raised may require a hearing; and (c) individual licences where formal hearings have been convened and which require to be determined by the Committee.

The Committee agreed to dispose of these matters as indicated in parts I, II and III of the attached Appendix (PROS I).

The meeting ended at 3.05 p.m.

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15/04/99**

Appendix No

Part I: Applications for licences under the Civic Government (Scotland) Act 1982

	<u>Type of Licence Reference No.</u>	<u>Applicants Details</u>	<u>Decision</u>
1.	TDL/213	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
2.	TDL/218	Ian D Robertson.	Grant.
3.	TDL/217	Alan W McGill.	Grant.
4.	TDL/098	James McMaster.	Grant.
5.	TDL/203	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
6.	TDL/383	Robert R Gillespie.	Grant.

7.	TDL/375	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
8.	TDL/361	Gavin Smith.	Grant.
9.	TDL/286	Hugh A Paton.	Grant.
10.	TDL/430	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
11.	TDL/363	Joseph L Gallacher.	Grant.
12.	TDL/341	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
13.	TDL/380	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.

14.	SHDL/070	Frederick Fairgrieve.	Grant.
15.	SHDL/048	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
16.	SHDL/062	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
17.	PEL/031	As per application.	Withdrawn.
18.	PHCDL/050	As per application.	Having received a verbal report from the Solicitor (Licensing) the Committee agreed to proceed to a Hearing on the basis of the information submitted.
19.	TDL/373	Danny Mathieson.	Grant.

Part II: Reports in Respect of Individual Licence Holders

	<u>Type of Licence/ Reference No</u>	<u>Decision</u>
1	TDL/561 & TL/194	That no proceedings be taken with regard to suspension at this time but that the licence holder be advised that any further instances would result in a full review being undertaken including the issues now reported.

Part III - Determination of Hearings convened under the Civic Government (Scotland) Act 1982

<u>Licence Type/ Reference No.</u>	<u>Date Received</u>	<u>Decision</u>
SHDL/082	7 December 1998	Grant

The applicant having been duly cited, attended the Hearing. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as intimated to the applicant in letter dated 29 March 1999, and informed the Committee that Development Control had confirmed that Planning Permission was not required for the proposed use. The applicant then addressed the Committee before withdrawing from the meeting together with the Solicitor (Licensing).

2. TDL/669 31 December 1998 Grant

The applicant having been duly cited, attended the Hearing. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as intimated to the applicant in letter dated 22 March 1999. A letter from the applicant's solicitor was also read. The applicant then addressed the Committee before withdrawing from the meeting together with the Solicitor (Licensing).

3. TDL/513 10 December 1998 Grant

The applicant having been duly cited, attended the Hearing. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as intimated to the applicant in letter dated 22 March 1999. The applicant then addressed the Committee before withdrawing from the meeting together with the Solicitor (Licensing).

In granting the application the Committee agreed to restrict the period of grant under Paragraph 8(2)(b) of Schedule I of the Civic Government (Scotland) Act 1982 to 1 year.

4. TDL/326 8 January 1999 Grant

The applicant having been duly cited, attended the Hearing and was accompanied. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as intimated to the applicant in letter dated 23 March 1999. The applicant then addressed the Committee before withdrawing from the meeting together with the Solicitor (Licensing).

5. TDL/330 12 January 1999 Grant

The applicant having been duly cited, attended the Hearing. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as

intimated to the applicant in letter dated 23 March 1999. The applicant then addressed the Committee before withdrawing from the meeting together with the Solicitor (Licensing).

6. STL/O/006 30 October 1998 Withdrawn

The applicant having been duly cited, attended the Hearing. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as intimated to the applicant in letter dated 23 March 1999. The applicant then addressed the Committee.

Following discussion of the issues raised the applicant withdrew the application.

7. TDL/199 11 January 1999 Grant

The applicant having been duly cited, attended the Hearing. The Solicitor (Licensing) advised the Committee as to the background to the Hearing as intimated to the applicant in letter dated 22 March 1999. The applicant then addressed the Committee before withdrawing from the meeting together with the Solicitor (Licensing).