

Licensing Committee

7 June 2021

At a Special Meeting of the Licensing Committee of North Ayrshire Council at 9.30 a.m. involving participation by remote electronic means.

Present

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

In Attendance

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

Chair

Councillor McNicol in the Chair.

Apologies

Scott Gallacher and Angela Stephen.

1. Declarations of Interest

In terms of Standing Order 10 and Section 5 of the Code of Conduct for Councillors, Councillor Todd Ferguson declared a personal interest in Agenda Item 2.1: Street Trader Operator's Licence (temporary licence): STL/O/522: Seaview Coffee and Cakes in that the applicant was known to him, and took no part in the discussion or decision thereon.

2. Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters

Submitted report by the Head of Democratic Services on hearings to be determined and applications for the grant or renewal of licences, consents and permits, on hearings and on other matters, under the Civic Government (Scotland) Act 1982 and other Licensing legislation.

Appendix A: Hearings

2.1 Street Trader Operator's Licence (temporary licence): STL/O/522: Seaview Coffee and Cakes

The applicant, having been duly cited to attend, joined the meeting at this point.

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

Decision

Councillor McNicol, seconded by Councillor Easdale, moved that the Committee grant a Temporary Street Trader's Licence under the Civic Government (Scotland) Act 1982, Section 39 and Schedule 1, Paragraph 7, with the Council's Standard Conditions and substitute for Condition C.3 (Movement) the following:

“When the Licence-Holder parks or sets-up the vehicle or stall in one location:

(a) he may remain there for a maximum period of 60 minutes;

(b) he must then move to another location at least 200 metres away which the trader has not traded from that day. This period of 60 minutes does not include:

- parking and setting-up before trading starts, and*
- dismantling and clearing-up afterwards,*

but no trading can take place in that extra time.”

There being no amendment the motion was unanimously declared carried.

The applicant left the meeting at this point.

The meeting ended at 9.50 a.m.