

Licensing Committee
20 October 2021

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

Present (Physical Participation)

Ronnie McNicol, Robert Barr and Donald L. Reid.

Present (Remote Electronic Participation)

Todd Ferguson, Jean McClung and Davina McTiernan.

In Attendance

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

Apologies

John Easdale, 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. Minutes

The Minutes of the Meeting held on 18 August 2021 were confirmed and signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

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. 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

4.1 Private Hire Car Licence: PHCL/376 (New) Craig Dobbin

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

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

Decision

Councillor Barr, seconded by Councillor Reid, moved that the Committee 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. There being no amendment the motion was declared carried.

The applicant left the meeting at this point.

4.2 Private Hire Car Licence: PHCL/373 (Substitute Vehicle) William Speirs

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

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

Decision

Councillor McClung, seconded by Councillor Reid, moved that the Committee grant the application in terms of Paragraph 9(2) of Schedule 1 to the Civic Government (Scotland) Act 1982. There being no amendment the motion was declared carried.

The applicant left the meeting at this point.

4.3 Private Hire Car Licence: PHCL/377 (New) Sharon Horn

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

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

Decision

Councillor Barr, seconded by Councillor Reid, moved that the Committee 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. There being no amendment the motion was declared carried.

The applicant left the meeting at this point.

Appendix B: Applications for Licences/Renewal of Licences

4.1 SPTL/038: Alexander Arkbuckle

The Committee heard an update on this matter from the Solicitor (Licensing).

Decision

Noted.

The meeting ended at 10.40 a.m.