

ANGUS COUNCIL

MINUTE of MEETING of the **CIVIC LICENSING COMMITTEE** held in the Town and County Hall, Forfar on Thursday 3 November 2016 at 10.20 am.

Present: Councillors ALEX KING, CRAIG FOTHERINGHAM, BRIAN BOYD, LYNNE DEVINE, DAVID FAIRWEATHER, IAIN GAUL, JIM HOUSTON and PAUL VALENTINE.

Councillor KING, Convener, in the Chair.

1. APOLOGIES

An apology for absence was intimated on behalf of Councillor David Lumgair.

2. DECLARATIONS OF INTEREST

The Committee agreed to note that no declarations of interest were made.

3. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Committee of 15 September 2016 was approved as a correct record and signed by the Convener.

4. DELEGATED APPROVALS

There was submitted Report No 378/16 by the Head of Legal and Democratic Services, detailing applications for licences under the Civic Government (Scotland) Act 1982 and other miscellaneous Acts which had been granted/renewed by the Head of Legal and Democratic Services in accordance with the Scheme of Delegation appended to Standing Orders.

The Committee agreed to note the applications detailed in the Appendix to the Report, granted/renewed under delegated powers during the period 11 August to 11 October 2016.

5. EXTENDED HOURS OVER 2016 FESTIVE PERIOD

With reference to Article 4 of the minute of meeting of the Angus Licensing Board of 3 November 2016, there was submitted Report No 379/16 by the Head of Legal and Democratic Services, regarding the extensions to the hours and dates available for licensed late hours catering premises over the festive period.

The Committee agreed to approve the extension of the trading hours and trading days for all premises with a late hours catering licence to operate for the following hours on the following dates:-

Christmas Eve	one additional hour at the end of trading;
Christmas Day	the same hours as their licence permits them to trade on a Friday or a Saturday;
Hogmanay	one additional hour at the end of trading; and
New Year's Day	the same hours as their licence permits them to trade on a Friday or a Saturday

6. EXCLUSION OF PUBLIC AND PRESS

The Committee resolved, in terms of Standing Order 28(2) that the public and press be excluded from the meeting during consideration of the following items, so as to avoid the possible disclosure of information which was exempt in terms of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973, paragraphs 3 and 6.

7. NEW APPLICATION

There was submitted Report No 380/16 by the Head of Legal and Democratic Services, regarding an application received for a new licence under the Civic Government (Scotland) Act 1982 and other miscellaneous Acts which required to be determined by the Committee as detailed in the Appendix to the Report.

(a) Private Hire Car Driver's Licence (PHCD40)

The Committee considered an application for a Private Hire Car Driver's licence (PHCD40) received on 10 June 2016 and noted that the applicant had failed to submit a satisfactory medical report.

The applicant was not present.

The Committee noted that the application required to be determined before its next scheduled meeting and agreed that the application be refused on the grounds that the applicant was not a fit and proper person to hold a licence.

8. RENEWAL APPLICATIONS

There was submitted Report No 381/16 by the Head of Legal and Democratic Services, regarding applications received for the renewal of licences under the Civic Government (Scotland) Act 1982 and other miscellaneous Acts which required to be determined by the Committee as detailed in the Appendix to the Report.

(a) Late Hours Catering Licence (LHC21)

With reference to Article 6(c) of the minute of meeting of this Committee of 15 September 2016, the Committee considered a letter of representation received from Police Scotland dated 18 July 2016 in relation to an application for a late hours catering licence (LHC21) received on 30 June 2016.

The applicant was present and addressed the Committee.

PC Scanlon, Police Scotland gave details of the current conviction, referred to in the letter from Police Scotland dated 18 July 2016.

The Committee agreed that the application be renewed subject to the standard conditions but that the applicant be given a warning of the possible consequences of any future adverse reports.

(b) Second Hand Dealer's Licence (SHD10)

With reference to Article 6(a) of the minute of meeting of this Committee of 15 September 2016, the Committee considered a letter of representation received from Police Scotland dated 7 June 2016 in relation to an application for a second hand dealer's licence received on 2 June 2016.

The applicant was present and addressed the Committee during which it was noted that a new trial date had been set therefore the case was currently pending.

The Committee agreed that the application be renewed subject to the standard conditions but that the applicant be given a warning of the possible consequences of any future adverse reports.

(c) Taxi Driver's Licence (TD67)

The Committee considered a letter of representation received from Police Scotland dated 15 June 2016 in relation to an application for a taxi driver's licence (TD67) received on 13 June 2016.

The applicant was present and addressed the Committee during which it was noted that a trial date had been set therefore the case was currently pending.

The Committee agreed that the application be renewed, subject to the standard conditions but that the applicant be given a warning of the possible consequences of any future adverse reports.