

ANGUS COUNCIL

MINUTE of **MEETING** of the **CIVIC LICENSING COMMITTEE** held in the Town and County Hall, Forfar on Thursday 7 August 2014 at 10.50 am.

Present: Councillors ALEX KING, CRAIG FOTHERINGHAM, BRIAN BOYD, LYNNE DEVINE, DAVID FAIRWEATHER, SHEILA HANDS, JIM HOUSTON, DAVID LUMGAIR, BOB SPINK, and PAUL VALENTINE.

Councillor KING, Convener, in the Chair.

1. APOLOGIES FOR ABSENCE

There were no apologies intimated.

2. DECLARATIONS OF INTEREST

Councillor Hands declared an interest in item 5 as she had been a former Angus taxi card holder. She indicated that she would not participate in any discussion and voting and would leave the meeting while the item was under consideration.

Councillor Lumgair declared an interest in item 8 as he had been approached by one of the applicants seeking advice. He indicated that he would participate in any discussion and voting.

3. MINUTE OF PREVIOUS MEETING

The [minute of meeting of this Committee held on 15 May 2014](#) was approved as a correct record and signed by the Convener.

4. DELEGATED APPROVALS

There was submitted [Report No 296/14](#) 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 25 April to 4 July 2014.

Councillor Hands, having declared an interest at Article 2 above, left the meeting for the following item.

5. TAXI FARE REVIEW

With reference to Article 5 of the minute of meeting of this Committee of 15 May 2014, there was submitted [Report No 297/14](#) by the Head of Legal and Democratic Services regarding the proposed review of the taxi fare structure for Angus.

The Report advised that following the advertisement of the proposed new scales, a further 42 representations had been received in respect of the proposal adopted by the Council. The representations had been made by taxi drivers and operators who were all opposed to any increase in the taxi fares at this stage.

In light of the representations received, the Committee agreed that there be no increase in taxi fares at this time but that Tariff 5 detailed in Option 1 in Appendix 1 attached to the Report, be included in the fare charge for assistance with meter calibration purposes only.

6. EXCLUSION OF PUBLIC AND PRESS

The Committee resolved, in terms of Standing Order 27(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 APPLICATIONS

There was submitted [Report No 298/14](#) by the Head of Legal and Democratic Services on applications received for new licences under the Civic Government (Scotland) Act 1982 which required to be determined by the Committee, as detailed in the Appendix to the Report.

(a) Second Hand Dealer's Licence (SHD6)

The Committee considered a letter of representation received from a neighbour dated 7 April 2014 in relation to an application for a Second Hand Dealer's Licence (SHD6) received on 1 April 2014, in respect of Montrose Road Car Sales, 100A Montrose Road, Forfar.

Neither the applicant nor the neighbour concerned were present.

The Committee agreed that the application be granted, subject to the standard conditions.

(b) Market Operator's Licence (MOL1)

The Committee considered a memorandum received from the Senior Service Manager (Roads) dated 1 May 2014 in relation to an application for a market operator's licence (MOL1) received on 22 April 2014 in respect of the Applegate, Arbroath.

The applicant was not present and there were no representatives from the Roads Division.

The Committee agreed to defer the application to the meeting of this Committee on 25 September 2014 to allow the applicant and a member of the Roads Division to attend.

(c) Licence for Business of Skin Piercing or Tattooing (SP4)

The Committee considered a letter of representation received from Police Scotland dated 7 April 2014 in relation to an application for a licence for Business of Skin Piercing or Tattooing received on 4 March 2014 in respect of Private Tattoo, 39 John Street, Montrose.

The Committee noted that the applicant had failed to return his certificate of compliance despite two reminders having been sent.

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 APPLICATION

There was submitted [Report No 299/14](#) by the Head of Legal and Democratic Services regarding an application received for the renewal of a 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) Licence to Keep a Breeding Establishment (DB3)

The Committee considered a letter of objection received from a neighbour dated 6 May 2014 in relation to an application for a Breeding Establishment licence (DB3), received on 26 May 2014 in respect of premises at Eight Acres Cottage, East Mains of Craichie, by Forfar.

The applicant was present and addressed the Committee on the content of the objection. The Committee also heard from Mr Stewart Ball, Service Manager, Regulatory and Protective Services.

The applicant then summed up and the Committee agreed that the licence to Keep a Breeding Establishment be renewed for one year.