

# ANGUS COUNCIL

MINUTE of MEETING of the **CIVIC LICENSING COMMITTEE** hosted at Angus House, Orchardbank Business Park, Forfar and held remotely on Thursday 18 February 2021 at 10.45am.

**Present:** Councillors CRAIG FOTHERINGHAM, RICHARD MOORE, BRIAN BOYD, COLIN BROWN BEM, BRENDA DURNO, DAVID FAIRWEATHER, ALEX KING, DAVID LUMGAIR, GAVIN NICOL and BETH WHITESIDE.

Councillor FOTHERINGHAM, Convener, in the Chair.

## 1. APOLOGIES

There were no apologies intimated.

## 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 14 January 2021 was approved as a correct record and signed by the Convener.

## 4. DELEGATED APPROVALS

There was submitted Report No 50/21 by the Director 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 Director 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 18 December 2020 to 26 January 2021.

## 5. TAXI FARES REVIEW

There was submitted Report No 51/21 by the Director of Legal and Democratic Services regarding the proposed review of the taxi fares fixed for the Angus local authority area as required by section 17 of the Civic Government (Scotland) Act 1982.

The Committee agreed to commence the process of reviewing the taxi fares fixed for the Angus local authority area as required by section 17 of the Civic Government (Scotland) Act 1982 and that all taxi operators licenced in Angus be written to and asked for their proposals for any changes with operators being given one calendar month to respond.

## 6. LICENSING OF SEXUAL ENTERTAINMENT LICENCES

With reference to Article 14 of the minute of meeting of Angus Council of 20 August 2020, there was submitted Report No 52/21 by the Director of Legal and Democratic Services asking members to note the update in respect of the progress being made in relation to the introduction of a licensing regime for Sexual Entertainment Venues.

The Committee agreed: -

- (i) to note the updated position in respect of the licensing of Sexual Entertainment Venues and that the Resolution contained within Appendix 1 of the Report was passed by Angus Council on 12 August 2020;
- (ii) that consultation in relation to the formation of a Licensing Policy Statement would take place between February and April 2021 with groups who may have an interest in this matter including, but not limited to, Police Scotland, Violence against Women Partnerships, Angus Women's Aid, Angus Community Planning Partnership as well as the public; and

- (iii) that the Director of Legal and Democratic Services would report back to this Committee providing a proposed note of the application process for approval by the Committee, including application forms, guidance and a draft Sexual Entertainment policy statement prior to the Resolution coming into effect on 12 August 2021.

## **7. COVID 19 REPORT UPDATE**

With reference to Article 5 of the minute of meeting of this Committee of 17 September 2020, there was submitted Report No 53/21 by the Director of Legal and Democratic Services updating members of the work undertaken remotely by officers as a result of the COVID-19 Pandemic and outlining the legislative changes and resultant impact on Committee Business brought about by the Coronavirus (Scotland) Act 2020.

The Committee agreed: -

- (i) to note the work undertaken remotely by officers since the last update in September 2020; and
- (ii) to note the legislative changes and resultant impact on Committee business brought about by the introduction of the Coronavirus (Scotland) Act 2020.

## **8. 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 item, 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.

## **9. NEW APPLICATION – DOG BREEDING ESTABLISHMENT**

With reference to Article 9 of the minute of meeting of this Committee of 26 November 2020, there was submitted Report No 54/21 by the Director of Legal and Democratic Services regarding an application received for a new licence under the Breeding of Dogs Act 1973 which required to be determined by the Committee, as detailed in the Appendix to the Report.

### **(a) Dog Breeding Establishment (DB4)**

The Committee considered three objections received from members of the public, in relation to an application for a Dog Breeding Establishment (DB4) received on 11 September 2020.

The applicant was present and addressed the committee after which members asked him questions.

The Committee then heard from two of the objectors after which members asked questions.

Mr Easson, Service Leader, Environmental and Consumer Protection then addressed the Committee and advised that there were no concerns.

The Licensing Standards Officer then addressed the Committee on a number of matters and members discussed the possibility of additional conditions should they be minded to grant the licence.

The Applicant then summed up.

The Committee agreed that the application be granted subject to the standard conditions and the following two additional conditions: -

- (i) the applicant shall submit to unannounced visits by the Animal Welfare Officer of Angus Council; and
- (ii) the applicant shall produce adequate documentation on demand of an Officer of the Council displaying the frequency of litters bred, the number of puppies produced, and the number of breeding bitches kept.