

ANGUS COUNCIL

MINUTE of MEETING of the **CIVIC LICENSING COMMITTEE** held remotely on Thursday 25 November 2021 at 12.44pm.

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

Councillor FOTHERINGHAM, Convener, in the Chair.

1. APOLOGY

An apology for absence was intimated on behalf of Councillor Fairweather.

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 16 September 2021 was approved as a correct record and signed by the Convener.

4. DELEGATED APPROVALS

There was submitted Report No 360/21 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 25 August 2021 to 1 November 2021.

5. TAXI AND PRIVATE HIRE LICENCES – MEMBER OFFICER WORKING GROUP

With reference to Article 5 of the minute of meeting of this Committee of 16 September 2021, the Committee agreed that Councillors Fotheringham, Moore, Boyd and Durno serve on the Taxi and Private Hire licences – Member Officer Working Group.

6. RED LION CARAVAN PARK, ARBROATH

There was submitted Report No 361/21 by the Interim Director of Vibrant Communities and Sustainable Growth regarding an application by Ian McCormack, Perthshire Caravans Ltd, Dundee Road, Errol to grant a temporary extension to the operating period at Red Lion Caravan Park, Arbroath for an additional 12 days in year 2022 only.

The Report indicated that the site currently operated from 1 March to 30 November and 24 December to 3 January each year. The proposed extension of 12 days in 2022 (opening 18 February) to the operating period was to allow residents to utilise the site for an extra few days next year due to the site being closed for part of 2021 due to the COVID-19 pandemic. The site would revert back to the normal operating period in 2023 (1 March to 30 November and 24 December to 3 January).

The Committee agreed to temporarily extend the operating period at the Red Lion Caravan Park, Arbroath by an additional 12 days in year 2022 (18 February to 30 November and 24 December to 3 January) subject to the site's compliance with the "Model Standards" for caravan sites.

7. LATE HOURS CATERING LICENCE EXEMPTION APPLICATION

There was submitted Report No 362/21 by the Director of Legal and Democratic Services regarding an application for an exemption from the requirement to obtain a late hours catering licence for a particular occasion which required to be determined by the Committee, as detailed in Appendix 1 to the Report.

The Committee agreed: -

- (i) to accept the letter received from Gosschalks Solicitors, on behalf of their client Wm Morrison Supermarkets PLC, dated 22 October 2021, as an application for exemption from the requirement to hold a late hours catering licence;
- (ii) to grant the application to Wm Morrison Supermarkets Plc for exemption from the requirement to hold a late hours catering licence for Morrison's Petrol Filling Station, Hume Street, Arbroath, between 23.00 and 00.00 from Monday 20 December 2021 to Thursday 23 December 2021 inclusive; and
- (iii) to impose the Angus Council late hours catering conditions, with deletion of the word "licence holder" and insertion of the word "applicant" applicable to late hours catering licences attached as Appendix 2 to the Report.

8. 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.

9. NEW APPLICATIONS

There was submitted Report No 363/21 by the Director of Legal and Democratic Services regarding 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) Skin piercing and tattooing (SP6)

The Committee considered information received from the Environmental and Consumer Protection Service, in relation to an application for skin piercing and tattooing (SP6) received on 27 September 2021.

The applicant was present and addressed the Committee.

Mr Easson, Service Leader, Environmental and Consumer Protection advised members that the premises were currently under construction and therefore they were unable to be assessed in terms of the Civic Government (Scotland) Act 1982 (Licensing of Skin Piercing and Tattooing) Order 2006.

The Committee agreed to delegate authority to the Director of Legal and Democratic Services to approve the application subject to a satisfactory inspection by the Environmental and Consumer Protection service.

(b) Skin piercing and tattooing (SP7)

The Committee considered information received from the Environmental and Consumer Protection Service, in relation to an application for skin piercing and tattooing (SP7) received on 11 October 2021.

The applicant was not present.

Mr Easson, Service Leader, Environmental and Consumer Protection advised members that the premises were currently under construction and therefore they were

unable to be assessed in terms of the Civic Government (Scotland) Act 1982 (Licensing of Skin Piercing and Tattooing) Order 2006.

The Committee agreed to delegate authority to the Director of Legal and Democratic Services to approve the application subject to a satisfactory inspection by the Environmental and Consumer Protection service.

10. APPLICATION TO RENEW A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION

There was submitted Report No 364/21 by the Director of Legal and Democratic Services regarding a renewal application to licence a House in Multiple Occupation under the Housing (Scotland) Act 2006 which required to be determined by the Committee, as detailed in the Appendix to the Report.

The Committee considered a letter of representation from a neighbour dated 27 July 2021 in relation to the application which had been received on 15 June 2021.

The applicant was present and addressed the Committee.

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