

Public Document Pack



To: Councillor Forsyth, Convener; and Councillors Boulton, Corall, Cormie, Delaney, Graham, Grant, Len Ironside CBE, Kiddie, MacGregor, Malik, Malone and Townson.

Town House,
ABERDEEN 02 May 2014

LICENSING COMMITTEE

The Members of the **LICENSING COMMITTEE** are requested to meet in Committee Room 2 - Town House on **TUESDAY, 13 MAY 2014 at 10.00 am.**

JANE G MACEACHRAN
HEAD OF LEGAL AND DEMOCRATIC SERVICES

B U S I N E S S

MINUTES AND INFORMAL BUSINESS

- 1.1 Minute of Previous Meeting of 18 March 2014 (Pages 5 - 18)
- 1.2 Minute of Meeting of the Taxi Consultation Group of 4 March 2014 (Pages 19 - 24)
- 1.3 Informal Business Statement (Pages 25 - 26)

APPLICATIONS FOR LICENCES - INCLUDING LIST OF APPLICATIONS

- 2.1 Grant of a Licence for a House in Multiple Occupation - 26 Links View (Pages 31 - 34)
- 2.2 Grant of a Skin Piercing and Tattooing Licence - T/A Dando Ink, Anthony Dando (Pages 35 - 36)
- 2.3 Variation of a Second Hand Dealer's Licence - Castlegate, Calum Rattray (Pages 37 - 42)

- 2.4 Variation of a Second Hand Dealer's Licence - Castlegate, Patricia Hutchison (Pages 43 - 48)
- 2.5 Grant of a Taxi Driver's Licence - David Campbell Kane (Pages 49 - 50)
- 2.6 Grant of a Taxi Licence - Raymond Davidson (Pages 51 - 52)
- 2.7 Renewal of a Taxi Licence - Stephen Robertson (Pages 53 - 54)
- 2.8 Renewal of a Taxi Licence - Derek Roderick Douglas (A143) (Pages 55 - 56)
- 2.9 Renewal of a Taxi Licence - George Smith Clark (T044) (Pages 57 - 58)
- 2.10 Renewal of a Taxi Licence - Grieve Taxis (T297) (Pages 59 - 60)
- 2.11 Renewal of a Taxi Licence - Peter Anthony McCarthy (T814) (Pages 61 - 62)

3 Renewal of a Taxi Licence - Graham McLeod (T164) (Pages 63 - 64)

- 3.1 Renewal of a Taxi Licence - Patricia Mary McPherson (T246) (Pages 65 - 66)
- 3.2 Renewal of a Taxi Licence - Kirkhill Auto Services Ltd (T453) (Pages 67 - 68)
- 3.3 Renewal of a Taxi Licence - Kirkhill Auto Services Ltd (T895) (Pages 69 - 70)
- 3.4 Renewal of a Taxi Licence - Kirkhill Auto Services Ltd (T878) (Pages 71 - 72)
- 3.5 Renewal of a Taxi Licence - Dyce Cabs (T354) (Pages 73 - 74)
- 3.6 Renewal of a Taxi Licence - James Lawrie and Eric Smith (A Partnership - T149) (Pages 75 - 76)
- 3.7 Renewal of a Taxi Licence - Robert Hunter (T537) (Pages 77 - 78)
- 3.8 Renewal of a Taxi Licence - John Gavin Reith (T559) (Pages 79 - 80)
- 3.9 Renewal of a Taxi Licence - David Bruce (T490) (Pages 81 - 82)

- 3.10 Renewal of a Taxi Licence - Stephen Alexander Smith (T531) (Pages 83 - 84)
- 3.11 Renewal of a Taxi Licence - Stephen Willox (T925) (Pages 85 - 86)
- 3.12 Renewal of a Private Hire Car Licence - Andrew Gibbons (PH131) (Pages 87 - 88)
- 3.13 Renewal of a Private Hire Car - Rainbow Cars Ltd (PH056) (Pages 89 - 90)

COMMITTEE BUSINESS STATEMENT

- 4.1 Committee Business Statement (Pages 91 - 92)

APPLICATIONS TO BE HEARD IN PRIVATE IN TERMS OF THE DATA PROTECTION ACT 1998 - INCLUDING LIST OF APPLICATIONS

5 Grant of a Late Hours Catering Licence

- 5.1 Renewal of a Taxi Licence
- 5.2 Grant of a Taxi Driver Licence
- 5.3 Grant of a Taxi Licence
- 5.4 Suspension Hearing

Website: www.aberdeencity.gov.uk

Should you require any further information about this agenda, please contact Mark Masson, tel. 52(2989) or e-mail mmasson@aberdeencity.gov.uk

This page is intentionally left blank



ABERDEEN
CITY COUNCIL

MEMO

Shelter & Environment
Housing & Environment

Second Floor West, Marischal College

To	Eric Anderson, Senior Solicitor, Corporate Governance		
From	Ally Thain, Private Sector Housing Manager, Housing & Environment		
Email	allyt@aberdeencity.gov.uk	Date	1 May 2014
Tel.	522870	Our Ref.	
Fax.		Your Ref.	

Part 5 of Housing (Scotland) Act 2006

Application for a Licence to operate a House in Multiple Occupation (HMO) at

No.26 Links View, Aberdeen

Applicant/s: Polpoint Limited

Agent: Martin & Co.

I refer to the above HMO Licence application, which is due to be considered by the Licensing Committee at its meeting on 13 May 2014 for the reason that the HMO upgrading work has not been completed.

I can advise you as follows:

The HMO legislation

This application is being dealt with under the provisions of Part 5 of the Housing (Scotland) Act 2006, as amended. Available grounds of refusal are as follows:

- 1) The applicant and/or agent is not considered to be a 'fit & proper' person to hold an HMO licence, and
- 2) The property is unsuitable for occupation as an HMO for one, some or all of the following reasons:
 - i) Its location
 - ii) Its condition
 - iii) Any amenities it contains
 - iv) The type & number of persons likely to occupy it
 - v) Whether any rooms within it have been subdivided
 - vi) Whether any rooms within it have been adapted, resulting in an alteration to the water & drainage pipes within it
 - vii) The safety & security of persons likely to occupy it
 - viii) The possibility of undue public nuisance
 - ix) There is, or would be, an overprovision of HMOs in the locality

The premises:

The premises to which this HMO Licence application relates is a 4th floor flat, with accommodation comprising of 3 letting bedrooms, one kitchen & one bathroom. The location of the premises is shown on the plan attached as Appendix 'A'

The HMO application:-

The HMO licence application is dated 24 June 2013 and was received by the HMO Unit on 26 June 2013.

HMO upgrading works and certification:

The HMO Officer visited the premises on 11 July 2013, and wrote to the applicant on 16 July 2013, instructing the following HMO upgrading work to be carried out:

1. The bathroom light to be replaced by an IP44 rated light.
2. All missing or defective lightbulbs to be replaced.
3. Additional electrical sockets to be installed throughout.
4. The electric heater in bedroom 2 to be repaired or replaced as necessary.
5. All self-closing doors to be examined and adjusted where necessary.
6. The mould growth on the bathroom ceiling to be treated with a fungicidal wash then the ceiling repainted.
7. The public Notice of HMO Application to be redisplayed in a public place.
8. The level of housekeeping to be improved.
9. The Certificate of Compliance, PAT test certificate and a copy of the Tenancy Agreement to be submitted to the HMO Unit.

At the date of this memo, only some of the above work has been completed.

Scottish Fire & Rescue Service (SFRS):

An SFRS Officer arranged with the Agent to audit the property on 2 August 2013, however the Agent failed to attend with the result that the Officer could not gain access and therefore no audit was carried out. The SFRS Officer then issued a Notification of Fire Safety Offence to the duty-holder (applicant) on 5 August 2013, advising that an offence under the Fire (Scotland) Act 2005 had been committed as a result of a failure to comply with a requirement imposed by an SFRS Officer.

At the date of this memo, I have not been advised by the SFRS that they are satisfied with fire-safety at the premises.

Other considerations:

- Police Scotland, as a statutory consultee, was initially consulted in respect of the applicant's suitability as a 'fit & proper' person, and made no comment or objection.
- Scottish Fire & Rescue Service, as a statutory consultee, was initially consulted in respect of the suitability of the premises as an HMO, and made no comment or objection.
- At the date of this memo, the Council's Anti-Social Behaviour Investigation Team (ASBIT) has no record of any complaints of anti-social behaviour at No.26 Links View, Aberdeen.
- The applicant and property are currently registered with the Landlord Registration database.

- The applicant has requested an occupancy of 3 persons which is acceptable to the HMO Unit in terms of space and layout.
- The HMO licence application under consideration was lodged with the Council approx. 6 weeks after the expiry of the applicant's previous HMO licence.
- The meeting of the Licensing Committee on 13 May 2014, is the last one before the one-year deadline therefore if the above-mentioned HMO upgrading works and any fire safety requirements have not been completed to the satisfaction of the HMO Unit and SFRS by the day of the Committee, and the Committee are minded to refuse the application, they must do so at the meeting on 13 May 2014. I will advise the Committee of the position on the day.

I trust the above explains the position. Please contact me on x2870 should you have any queries regarding the above.

Ally Thain
Private Sector Housing Manager

11A

Aberdeen Sports Village



28 to 35

20 to 27

E Sub Sta

14 to 19

7 to 12

9 to 16

LINKS VIEW

LINKSFIELD ROAD

8.8m



1:500

© Crown Copyright. Aberdeen City Council 100023401 (2014)

Bill Gordon

From: Andrew Gilchrist
Sent: 07 February 2014 15:44
To: Bill Gordon
Subject: RE: Outstanding Skin Piercing Apps

[REDACTED]

Anthony Dando was visited last year and wished to do skinpiercing in his house. It clearly wasn't compliant and he was advised what needed to be done to comply. He never got back to us. Therefore do not recommend grant of this application.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

This page is intentionally left blank