

LICENSING COMMITTEE

ABERDEEN, 4 June 2019. Minute of meeting of the LICENSING COMMITTEE.
Present: Councillor Reynolds, Convener; Councillor Malik, Vice Convener; and Councillors Allan, Cameron (as a substitute for Councillor Hutchison), Delaney, Henrickson, Sellar and Townson.

The agenda and reports associated with this minute can be found at:-
<https://committees.aberdeencity.gov.uk/ieListDocuments.aspx?CId=149&MId=6807&Ver=4>

Please note that if any changes are made to this minute at the point of approval, these will be outlined in the subsequent minute and this document will not be retrospectively altered.

CONFIDENTIAL BUSINESS

1. The Committee was advised that the applications/requests listed at item 9 on the agenda were to be heard in private and treated as confidential information in terms of Section 50(A)(3)(b) of the Local Government (Scotland) Act 1973

The Committee resolved:

to note that applications/requests to be heard in private and treated as confidential information in terms of Section 50(A)(3)(b) of the Local Government (Scotland) Act 1973 were listed at item 9 on the agenda.

DECLARATIONS OF INTEREST

2. There were no declarations of interest intimated.

MINUTE OF PREVIOUS MEETING OF 23 APRIL 2019

3. The Committee had before it the minute of its meeting of 23 April 2019 for approval.

The Committee resolved:

to approve the minute as a correct record.

COMMITTEE BUSINESS PLANNER

4. The Committee had before it the committee business planner as prepared by the Chief Officer – Governance.

The Committee resolved:

to note the committee business planner.

LICENSING COMMITTEE

4 June 2019

APPLICATIONS FOR LICENCES

5. The Committee had before it, for its consideration, the applications listed in Appendix A to this minute.

The Committee resolved:-

that all applications be determined on the basis shown in Appendix A and that all licences were subject to the Council's standard conditions unless otherwise stated.

CONFIDENTIAL INFORMATION

The press and public were excluded from the meeting for consideration of the applications listed in section 9 on the agenda and appendix B of the minute which contained confidential information in terms of Section 50A 3(b) of the Local Government (Scotland) Act 1973.

APPLICATIONS FOR LICENCES - CONFIDENTIAL BUSINESS

6. The Committee had before it, for its consideration, the applications listed in Appendix B to this minute.

The Committee resolved:-

that all applications be determined on the basis shown in Appendix B and that all licences were subject to the Council's standard conditions unless otherwise stated.

LICENSING COMMITTEE ANNUAL EFFECTIVENESS REPORT - GOV/19/284

7. The Committee had before it a report by the Chief Officer – Governance which presented the annual committee effectiveness report of the Licensing Committee for 2018/19.

The report recommended:-

that Committee note the report.

The Committee resolved:-

to note the annual report.

APPLICATION FOR A TAXI RANK AT TECA - GOV/19/269

8. With reference to article 8 of the minute of the meeting of the Licensing Committee of 23 April 2019, the Committee had before it a report by the Chief Officer – Governance which advised of a request from SMG Europe Holdings Limited to establish a new permanent taxi rank at The Events Complex Aberdeen (TECA).

LICENSING COMMITTEE

4 June 2019

The report recommended:-

that the Committee

- (a) consider the responses received to the formal consultation, on the proposal for a new permanent taxi rank at TECA, in terms of Section 19 of the Civic Government (Scotland) Act 1982; and
- (b) agree to appoint a new permanent taxi rank at The Events Complex Aberdeen (TECA), which would be situated to the west of the main TECA building, would provide spaces for 12 taxis, would extend for 67.8 metres or thereby, and would operate 24 hours per day, 7 days a week.

The Committee resolved:

- (i) to note the responses received to the formal consultation, on the proposal for a new permanent taxi rank at TECA, in terms of Section 19 of the Civic Government (Scotland) Act 1982; and
- (ii) to approve recommendation (b).

- **Councillor Reynolds, CONVENER**

LICENSING COMMITTEE

4 June 2019

APPENDIX A

1. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION – 15 ROSE STREET, ABERDEEN**
Application Reference 7/01

The Committee noted that the licence had been granted under delegated powers.

2. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION – 5 ST ANDREW COURT, ABERDEEN**
Application Reference 7/02

The Committee noted that the licence had been granted under delegated powers.

3. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION – 21A BEDFORD AVENUE, ABERDEEN**
Application Reference 7/03

The Committee noted that the licence had been granted under delegated powers.

4. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION – 23 FRATER PLACE, ABERDEEN**
Application Reference 7/04

The Committee noted that the licence had been withdrawn.

5. **APPLICATION FOR A PUBLIC CHARITABLE COLLECTION – NHS GRAMPAN, ENDOWMENT SUPPORT TEAM, WESTHOLME, WOODEND HOSPITAL, ABERDEEN**
Application Reference 7/05

The Committee had before it an information sheet prepared by the Chief Officer - Governance in respect of the application which advised that the application had been placed on the agenda as the applicant was seeking to hold a public charitable collection on a Sunday which was outwith the Committee's Policy.

The applicant, Mr Paul Breen, NHS Grampian, was in attendance and spoke in support of his application and explaining why it should be exempt from Policy.

The Committee resolved:

- (i) to agree that the application be exempt from the Public Collection Policy and to instruct the Chief Officer – Governance to process it accordingly; and

LICENSING COMMITTEE

4 June 2019

- (ii) to instruct the Chief Officer – Governance to review the current Public Collection Policy to ensure that it was still fit for purpose and to report back to the Committee in this regard at its meeting on 29 October 2019.

6. APPLICATION FOR A PUBLIC CHARITABLE COLLECTION – BRITISH HEART FOUNDATION, CITY CENTRE, ABERDEEN
Application Reference 7/06

The Committee had before it an information sheet prepared by the Chief Officer - Governance in respect of the application which advised that the application had been placed on the agenda as the applicant was seeking to hold a public charitable collection on a Friday which was outwith the Committee's Policy.

The applicant, Ms Kathy McIlwaine, Fundraising Manager, British Heart Foundation, was in attendance and spoke in support of the application and explaining why it should be exempt from Policy.

The Committee resolved:

to agree that the application be exempt from the Public Collection Policy and to instruct the Chief Officer – Governance to process it accordingly.

7. APPLICATION FOR A PUBLIC CHARITABLE COLLECTION – MAGGIE'S ABERDEEN, BEACH AREA, ABERDEEN
Application Reference 7/07

The Committee had before it an information sheet prepared by the Chief Officer - Governance in respect of the application which advised that the application had been placed on the agenda as the applicant was seeking to hold a public charitable collection on a Friday which was outwith the Committee's Policy.

The applicant, Ms Paula Cormack, Maggie's Aberdeen, was in attendance and spoke in support of the application and explaining why it should be exempt from Policy.

The Committee resolved:

to agree that the application be exempt from the Public Collection Policy and to instruct the Chief Officer – Governance to process it accordingly.

LICENSING COMMITTEE

4 June 2019

APPENDIX B**1. APPLICATION FOR THE GRANT OF A LATE HOURS CATERING LICENCE
Application Reference 9/01**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 3 September 2019; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 28 March 2019.

The applicant was not in attendance, nor represented.

Sergeant Flett was in attendance and spoke in support of Police Scotland's letter of representation.

The Committee resolved:

to grant the licence on the basis of the operating hours as detailed in the Late Hours Catering Policy and therefore not beyond midnight Monday to Sunday.

**2. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference 9/02**

The Committee had before it (1) an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 11 October 2019; and (2) a letter of representation from the Chief Constable, Police Scotland, c/o Aberdeen City Division dated 2 May 2019.

The applicant was not in attendance, however was represented.

Sergeant Flett was in attendance on behalf Police Scotland.

The applicant's representative requested that consideration of the application be deferred in light of the circumstances detailed.

Sergeant Flett, had no objection to the request.

The Committee resolved:

to defer consideration of the application to the next meeting of the Committee on 20 August 2019.

LICENSING COMMITTEE

4 June 2019

**3. APPLICATION FOR THE GRANT OF A TAXI DRIVER'S LICENCE
Application Reference 9/03**

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which advised that the application had to be determined by 9 October 2019; and presented information in respect of the applicant for the Committee's consideration.

The applicant was in attendance, accompanied by a friend, and spoke in support of the application.

The Committee asked questions of the applicant.

The Committee resolved:
to grant the licence.

**4. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER'S LICENCE
Application Reference 9/04**

The Committee noted that the licence had been granted under delegated powers.

LICENSING COMMITTEE