

LICENSING COMMITTEE

ABERDEEN, 3 December 2019. Minute of meeting of the LICENSING COMMITTEE. Present: Councillor Reynolds, Convener; Councillor Malik, Vice Convener; and Councillors Allan, Bell, Delaney, Henrickson, Mennie, Sellar and Townson.

The agenda and reports associated with this minute can be found [here](#).

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/items of business 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 29 OCTOBER 2019

3. The Committee had before it the minute of its meeting of 29 October 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.

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PRESENTATION BY ANTISOCIAL BEHAVIOUR INVESTIGATION TEAM

5. With reference to appendix B, Item 1 of the minute of the previous meeting of 29 October 2019, the Committee received a presentation from Angela Ryan and Christian Campbell, Investigation Officers in relation to the work of the Anti-Social Behaviour Investigation Team (ASBIT).

Ms Ryan and Mr Campbell provided information with regards to the following:-

- a definition of anti-social behaviour;
- the aims of the ASBIT Team;
- professional development;
- operational hours;
- types of anti-social behaviour dealt with by the team;
- noise levels; and
- actions that can be taken by the team.

Officers responded to a number of questions by members.

The Committee resolved:-

to thank officers for their insightful presentation.

APPLICATIONS FOR LICENCES

6. 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.

TAXI FARE REVIEW - GOV/19/451

7. With reference to article 9 of the minute of the previous meeting of 29 October 2019, the Committee had before it a report by the Chief Officer – Governance presented the outcome of the representations to the proposed taxi tariff scales as advertised in accordance with statutory requirements.

The Committee also had before it, a letter of representation which had been submitted following the initial agenda circulation.

The report recommended:-

that the Committee –

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- (a) note the content of the report and that (at the time of the initial agenda being published) there were no representations made by members of the taxi trade or the public to the consultation;
- (b) agree to fix fares at the 7% increase by way of adjusting the yardage figures and for the surcharges to remain unchanged;
- (c) instruct the Chief Officer - Governance to amend the fare card at surcharge 5 to reflect the holiday dates for 2020 and 2021;
- (d) approve the Tariff Card attached at Appendix 1 and instructs the Chief Officer – Governance to provide written notice to all taxi licence holders of the new tariff and their right of appeal; and
- (e) agree that the tariff will take effect from 29 January 2020, provided no appeal is lodged with the Traffic Commissioner.

The Convener, seconded by the Vice Convener moved:-
that the Committee approve the recommendations.

Councillor Delaney, seconded by Councillor Bell moved as an amendment:-
that the Committee take no action.

On a division, there voted:- for the motion (7) – the Convener, the Vice Convener and Councillors Allan, Henrickson, Mennie, Sellar and Townson; for the amendment (2) – Councillors Bell and Delaney.

The Committee resolved:-
to adopt the motion.

SEXUAL ENTERTAINMENT VENUE LICENSING - GOV/19/452

8. The Committee had before it a report by the Chief Officer – Governance which outlined the results of the public consultation and sought consideration whether to introduce a licensing system for Sexual Entertainment Venues.

The report recommended:-
that the Committee –

- (a) consider the responses to the recent consultation exercise;
- (b) introduce a licensing system for Sexual Entertainment Venues; and
- (c) identify a commencement date for the licensing system for Sexual Entertainment Venues to be introduced.

The Committee resolved:-

- (i) approve recommendations (a) and (b); and
- (ii) agree that 1 January 2021 would be the commencement date for the licensing system for Sexual Entertainment Venues to be introduced.

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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

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

- **COUNCILLOR JOHN REYNOLDS, Convener**

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APPENDIX A

1. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION – 101 CRAIGIVAR CRESCENT, ABERDEEN**
Application Reference 7/01

The Committee had before it a report by the Private Sector Housing Manager in respect of the application.

The applicant was not in attendance, nor represented.

The Committee resolved:-
to refuse the renewal of the licence.

2. **RENEWAL OF A LICENCE FOR A HOUSE IN MULTIPLE OCCUPATION – 47C SUMMERFIELD TERRACE, 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 – 23D BEDFORD AVENUE, ABERDEEN**
Application Reference 7/03

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

4. **APPLICATION FOR THE GRANT OF A LATE HOURS CATERING LICENCE**
APPLICANT: THE BLUE ELEPHANT TAKEAWAY
LOCATION: 299 GEORGE STREET, ABERDEEN
Application Reference 7/04

The Committee had before it an information sheet prepared by the Chief Officer – Governance in respect of the application which provided details relating to the grant of a late hours catering licence.

The applicant was not in attendance, nor represented.

The Committee resolved:-
to refuse the grant of a licence.

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APPENDIX B

1. **GRANT OF A TAXI DRIVER'S LICENCE**
Application Reference 9/01

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 30 January 2020.

The licence holder was in attendance and spoke in support of the application.

The Committee asked questions of the applicant.

The Committee resolved:

to defer consideration of the application to allow a medical report to be received and to agree that should a clear medical report be received, the Chief Officer - Governance could grant the licence under delegated powers, or otherwise that the application be referred to a meeting of the Licensing Sub Committee for consideration.

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