

# LICENSING COMMITTEE

Minute of hybrid meeting of the Licensing Committee held in the Council Chambers, 2 High Street, Perth, on Monday 13 November 2023 at 1:00pm.

Present: Bailie M Williamson and Councillor I Macpherson, Bailie R Brock, Councillors H Anderson, B Brawn, M Frampton, K Harvey, I MacPherson, and G Stewart.

In Attendance: A Brown, J Guild, S Michie, M Pasternak, D Rankine (all Corporate and Democratic Services), J Gordon and M Simpson (Police Scotland)

Apologies for Absence: Councillors K Allan, S Carr, A Chan and C Reid.

Bailie M Williamson, Convener, Presiding.

## 1. WELCOME AND APOLOGIES

The Convener welcomed all present to the meeting. Apologies for absence were noted as above.

## 2. DECLARATIONS OF INTEREST

There were no declarations of interest made in terms of the Councillors Code of Conduct.

## 3. MINUTES

The Minute of Meeting of the Licensing Committee of 2 October 2023, was submitted and approved as a correct record.

## 4. TAXI FARE REVIEW

There was submitted a report by the Strategic Lead, Legal and Governance Services (23/299) outlining the findings of the most recent review and proposing an increase in the fares and alterations made to the current tariff card.

### **Resolved:**

- (i) Agree the current scale of fares be increased by 7.5% rounded up to the nearest 10 pence.
- (ii) Agree all the changes to the current taxi tariff card as detailed within section 4.5 of this report, with the exception of the last point referring to the charge for additional yards, which will be omitted.
- (iii) Agree that the scale of fares be advertised in the local press and interested parties are invited to respond within one month of the advertisement.
- (iv) Agree that if no adverse comments or representations are received after advertising, the new scale of fees and changes to the taxi tariff card commence from a date specified by the Head of Legal and Governance Services in the advertisement, that date to be approximately six weeks after the date of the advertisement.

## **5. GRANT OF PUBLIC ENTERTAINMENT LICENCE PE430**

There was submitted a report by the Strategic Lead, Legal and Governance Services (23/300) regarding the Grant of a Public Entertainment Licence PE430, a three-year licence to hold a music festival at Strathallan Castle from 2 – 5 August 2024.

Mr Alan Govan, applicant, Mr Liddiard and Mr and Mrs Collings, objectors to the application, and representatives of the Safety Advisory Group, attended the meeting, addressed the Committee and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

### **Motion (Baillie M Williamson and Councillor I MacPherson)**

**Grant, subject to conditions contained in Appendix 2 to Report 23/300.**

#### **Amendment 1 (Councillor B Brawn and Bailie R Brock)**

Grant, for a one year period only, to be reviewed for future years, subject to conditions contained in Appendix 2 to Report 23/300.

#### **Amendment 2 (Councillor H Anderson)**

Grant, on the basis dogs be prohibited access to the entire event.

Under the terms of Standing Order 18.3, as no seconder to Amendment 2 was forthcoming, Amendment 2 subsequently fell.

In accordance with Standing Order 21, a roll call vote was taken between the Motion and Amendment 1:

5 Members voted for the Motion as follows:

Councillor K Harvey, I MacPherson, W Robertson, G Stewart and Bailie M Williamson.

4 Members voted for the Amendment as follows:

Councillors H Anderson, B Brawn, Bailie R Brock and Councillor M Frampton.

#### **Resolved:**

In accordance with the Motion.

## **6. GRANT OF A MARKET OPERATOR LICENCE MO287**

There was submitted a report by the Strategic Lead, Legal and Governance Services (23/301) regarding the Grant of a Market Operator Licence MO287, a three-year licence to hold a market for 12-50 stalls at a music festival from 2– 5 August 2024.

Mr Alan Govan, applicant, and Mr Liddiard, objector to the application attended the meeting, addressed the Committee and answered Members' questions.

**Resolved:**

Market Operator Licence MO287, be granted.

COUNCILLOR M FRAMPTON LEFT THE MEETING AT THIS POINT.

**IT WAS AGREED THAT THE PUBLIC AND PRESS SHOULD BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEMS IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973.**

**P1. SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER LICENCE – TD2236**

There was submitted a report by the Head of Legal and Governance Services (23/302) together with a request for suspension dated 21 September 2023 from Police Scotland, regarding Taxi Driver Licence TD2236.

The applicant was not present.

**Resolved:**

Suspension of Taxi/Private Hire Car Driver Licence, be deferred to a future meeting of Licensing Committee.

**P2. GRANT OF METAL DEALER LICENCE – ME22**

There was submitted a report by the Head of Legal and Governance Services (23/303) together with a letter of representation dated 29 September 2023 from Police Scotland, regarding Grant of Metal Dealer Licence ME22.

The representative of Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

FOLLOW A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

**Resolved:**

Application for Metal Dealer Licence ME22, be granted for a period of three years.

**P3. GRANT OF ITINERANT METAL DEALER LICENCE – MI17**

There was submitted a report by the Head of Legal and Governance Services (23/304) together with a letter of representation dated 29 September 2023 from Police Scotland, regarding Grant of Itinerant Metal Dealer Licence MI17.

The representative of Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

FOLLOW A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

**Resolved:**

Application for Itinerant Metal Dealer Licence MI17, be granted for a period of three years.

BAILIE R BROCK LEFT THE MEETING AT THIS POINT.

**P4. GRANT TAXI/PRIVATE HIRE CAR DRIVER LICENCE – TD1781**

There was submitted a report by the Head of Legal and Governance Services (23/305) together with a letter of objection dated 18 October 2023 from Police Scotland, regarding Grant Taxi/Private Hire Car Driver Licence TD1781.

The representative of Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

FOLLOW A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

**Resolved:**

Application for Taxi/Private Car Driver Licence TD1781, be refused due to the applicant not being a fit and proper person to hold a licence.

**P5. GRANT SECOND HAND MOTOR DEALER LICENCE – MD302**

There was submitted a report by the Head of Legal and Governance Services (23/306) together with a letter of objection dated 13 August 2023, regarding Grant of Second Hand Motor Dealer Licence MD302.

The objector addressed the Committee and answered Members' questions. The applicant's agent also addressed the Committee and answered Members' questions.

FOLLOW A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

**Motion (Bailie M Williamson and Councillor K Harvey)**

**Grant, for a period of one year.**

Amendment (Councillor H Anderson)

Refuse application.

Under the terms of Standing Order 18.3, as no seconder to the amendment was forthcoming, the amendment subsequently fell.

**Resolved:**

In accordance with the Motion.