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Council Building
2 High Street
Perth
PH1 5PH

12/02/2024

A hybrid meeting of the **Licensing Committee** will be held in **the Council Chamber** on **Monday, 19 February 2024 at 13:00.**

If you have any queries please contact Committee Services on (01738) 475000 or email Committee@pkc.gov.uk.

THOMAS GLEN
Chief Executive

Those attending the meeting are requested to ensure that all notifications are silent on their device and other devices are in silent mode.

Please note that the meeting will be broadcast online and recorded. The recording will be publicly available on the Council's website following the meeting.

Members:

Bailie Mike Williamson (Convener)
Councillor Iain MacPherson (Vice-Convener)
Councillor Keith Allan
Councillor Hugh Anderson
Councillor Bob Brawn
Bailie Rhona Brock
Councillor Steven Carr
Councillor Andy Chan
Councillor Michelle Frampton
Councillor Ken Harvey
Councillor Crawford Reid
Councillor Willie Robertson
Councillor Grant Stewart

Licensing Committee

Monday, 19 February 2024

AGENDA

MEMBERS ARE REMINDED OF THEIR OBLIGATION TO DECLARE ANY FINANCIAL OR NON-FINANCIAL INTEREST WHICH THEY MAY HAVE IN ANY ITEM ON THIS AGENDA IN ACCORDANCE WITH THE COUNCILLORS' CODE OF CONDUCT.

1 WELCOME AND APOLOGIES

2 DECLARATIONS OF INTEREST

3 MINUTES

3(i) MINUTE OF MEETING OF LICENSING COMMITTEE OF 8 5 - 8
JANUARY 2024 FOR APPROVAL
(copy herewith)

3(ii) MINUTE OF MEETING OF LICENSING COMMITTEE OF 30 9 - 12
JANUARY 2024 FOR APPROVAL
(copy herewith)

3(iii) MINUTE OF MEETING OF LICENSING COMMITTEE OF 13
FEBRUARY 2024 FOR APPROVAL
(copy to follow)

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

P1 GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER LICENCE - TD2296

- Exempt Reason 14 - Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

P2 GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER LICENCE - TD2299

- Exempt Reason 14 - Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

P3 SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER LICENCE - TD1661

- **Exempt Reason 14 - Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.**

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LICENSING COMMITTEE

Minute of hybrid meeting of the Licensing Committee held in the Council Chambers, 2 High Street, Perth, on Monday 8 January 2024 at 1:00pm.

Present: Bailie M Williamson and Councillor I Macpherson, Bailie R Brock, Councillors K Allan, H Anderson, B Brawn, S Carr, A Chan, M Frampton, K Harvey, G Stewart and W Robertson.

In Attendance: M McLaren, S Michie, D Rankine, K Engelberts, J Guild, R Ramsay and M Pasternak, (all Corporate and Democratic Services), M Simpson (Police Scotland)

Apologies for Absence: Councillor C Reid.

Bailie M Williamson, Convener, Presiding.

1. WELCOME AND APOLOGIES

The Convener welcomed all present to the meeting. An apology for absence was noted as above.

2. DECLARATIONS OF INTEREST

In terms of the Councillors Code of Conduct Bailie R Brock declared a non-financial interest in Item 4.

3. MINUTES

The Minute of Meeting of the Licensing Committee of 13 November 2023, was submitted and approved as a correct record.

HAVING DECLARED AN INTEREST IN THE FOLLOWING ITEM, BAILIE R BROCK LEFT THE CHAMBERS AT THIS POINT

4. GRANT OF A SHORT TERM LET LICENCE – PROVISIONAL LICENCE PK11074P

There was submitted a report by the Strategic Lead, Legal and Governance Services (24/1) along with a letter of objection, in relation to Grant of a Short Term Let Licence – Provisional Licence No. PK11074P.

Mr and Mrs Whitehead, objectors to the application, attended the meeting, addressed the Committee and answered Members' questions.

Mr Roberts, applicant, attended the meeting, addressed the Committee and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Application for Short Term Let Licence – Provisional Licence No. PK11074P, be granted for a period of one year, subject to a condition that the garden and hot tub are not to be used beyond 10pm for socialising or playing music.

BAILIE R BROCK RETURNED TO THE CHAMBERS FOR THE FOLLOWING ITEMS OF BUSINESS

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. GRANT OF A SHORT TERM LET LICENCE – PROVISIONAL LICENCE PK11347N

There was submitted a report by the Strategic Lead, Legal and Governance Services (24/2) along with a letter of objection, in relation to Grant of a Short Term Let Licence – Provisional Licence No. PK11347N.

Mrs Fiona McLean-Foreman, applicant, attended the meeting, addressed the Committee and answered Members' questions.

Mr Clumpas, objector, was not present.

Resolved:

Application of a Short Term Let Licence – Provisional Licence Number PK11347N), be granted.

P2. SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER LICENCE – TD2214

There was submitted a report by the Strategic Lead – Legal and Governance (24/3) together with a request for suspension dated 28 November 2023 from Police Scotland, regarding Taxi Driver Licence TD2214.

The representative of Police Scotland addressed the Committee, there were no questions from Members.

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

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Motion by Bailie M Williamson and Councillor I MacPherson

Taxi/Private Hire Car Driver Licence TD2214, be not suspended.

Amendment by Councillors K Allan and B Brawn

Taxi/Private Hire Car Driver Licence TD2214, be suspended for a period of one week.

In terms of Standing Order 21, a roll call was taken:

9 Members voted for the Motion as follows:

Councillors H Anderson, S Carr, A Chan, M Frampton, K Harvey, I MacPherson, W Robertson, G Stewart and Bailie M Williamson.

3 Members voted for the Amendment as follows:

Councillors K Allan, B Brawn and Bailie R Brock.

Resolved:

In accordance with the Motion.

P3. RENEWAL OF A WINDOW CLEANER LICENCE – WC373

There was submitted a report by the Strategic Lead - Legal and Governance (24/4) together with a letter of representation dated 10 November 2023 from Police Scotland, regarding Renewal of a Window Cleaner Licence WC373.

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

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

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Window Cleaner Licence WC373, be renewed for a period of one year.

LICENSING COMMITTEE

Minute of hybrid meeting of the Licensing Committee held in the Council Chambers, 2 High Street, Perth, on Tuesday 30 January 2024 at 9:30am.

Present: Bailie M Williamson and Councillors I Macpherson, B Brawn, M Frampton, K Harvey, G Stewart and W Robertson.

In Attendance: M McLaren, S Michie, D Gilkinson, K Engelberts, D Rankin (from Item P1), A Taylor, A Brown and M Pasternak, (all Corporate and Democratic Services), E Rankin, K Thomson-Craig and T Baynham (all Police Scotland)

Apologies for Absence: Bailie R Brock, Councillors K Allan, H Anderson, 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 Interests in terms of the Councillors Code of Conduct.

3. GRANT OF A SHORT TERM LET LICENCE – NEW OPERATION – 5 CRAIGOWER CRESCENT, PITLOCHRY

There was submitted a report by the Strategic Lead, Legal and Governance Services (24/34) along with two letters of objection, in relation to Grant of a Short Term Let Licence – New Operation at 5 Craigower Crescent, Pitlochry.

Mr Hayes, an objector to the application, attended the meeting, addressed the Committee, and answered Members' questions.

Mr Seaton, the applicant, attended the meeting, addressed the Committee, and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

The application for a Short Term Let Licence be granted for a period of three years, subject to an additional condition being added, stating that a local contact number be provided to neighbouring residents in order to report any issues.

4. GRANT OF A SHORT TERM LET LICENCE – NEW OPERATION – 8 CRAIGOWER CRESCENT, PITLOCHRY.

There was submitted a report by the Strategic Lead, Legal and Governance Services (24/35) along with two letters of objection, in relation to Grant of a Short Term Let Licence – New Operation at 8 Craigower Crescent, Pitlochry.

Mr Hayes, an objector to the application, attended the meeting, addressed the Committee, and answered Members' questions.

Ms Inceu, the applicant, attended the meeting, addressed the Committee, and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

The application for a Short Term Let Licence be granted for a period of three years, subject to an additional condition being added, stating that a local contact number be provided to neighbouring residents in order to report any issues.

5. REVIEW OF CIVIC LICENCE FEES

There was submitted a report by Strategic Lead – Legal and Governance (24/36) seeking an approval to increase the fees for licences issued under the Civic Government (Scotland) Act 1982 and proposing that the revised fees as set out in Appendix 1 be adopted with effect from 1 April 2024.

Resolved:

The increase in fees for licences issued under the Civic Government (Scotland) Act 1982 as detailed in Appendix 1 to Report 24/36, be approved.

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 – TD1258

There was submitted a report by the Strategic Lead, Legal and Governance Services (24/37) along with a request of suspension dated 21 November 2023 from Police Scotland, regarding Taxi Driver Licence TD1258.

The representative from Police Scotland, addressed the Committee, and answered Members' questions.

The licence holder was not present.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Motion by Bailie M Williamson and Councillor I MacPherson

Taxi/Private Hire Car Driver Licence TD1258 be suspended for a period of six months.

Amendment 1 by Councillors K Harvey and M Frampton

Taxi/Private Hire Car Driver Licence TD1258 be suspended for the full duration of the licence period.

Amendment 2 by Councillor B Brawn

Suspension of Taxi/Private Hire Car Driver Licence TD1258, be deferred to a future meeting of the Committee to enable the licence holder to attend.

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

In terms of Standing Order 21, a roll call vote was taken.

3 Members voted for the Motion as follows:
Bailie M Williamson, Councillors I MacPherson and W Robertson.

3 Members voted for the Amendment as follows:
Councillors M Frampton, K Harvey and G Stewart.

1 Member abstained, as follows:
Councillor B Brawn

In terms of Standing Order 21.2 the Convener took the casting vote in favour of the Motion.

Resolved:

In accordance with the Motion.

COUNCILLOR BRAWN ASKED FOR HIS DISSENT TO BE RECORDED AT THE ABOVE DECISION.
