

PERTH AND KINROSS COUNCIL – LICENSING COMMITTEE
1 JULY 2024
REPORT BY STRATEGIC LEAD - LEGAL AND GOVERNANCE

TYPE OF APPLICATION	Variation of Condition 7 of a Street Trader Licence
APPLICANT	Gemma Grant, 23 Dalwhammie Street, Kinross, KY13 8RG
PREMISES (if applicable)	207 High Street, Kinross, KY13 8DL
THE APPLICATION	<p>Ms Grant has recently been granted a street traders licence and has applied for a variation of condition 7 of the licence. (see attached a copy of the conditions). Trading times applied for are:</p> <p>Monday - Wednesday 7am-3pm Thursday - Saturday 7am-8pm Sunday 8am-1pm</p> <p>3 letters of objection have been received from members of the public regarding this application (See attached letters of objection).</p> <p>1 anonymous objection has been received regarding this application (see attached copy of objection)</p>
RELEVANT LICENSING POLICIES	N/A
LEGAL POSITION	<p>Schedule 1, paragraph 10(1) of the Civic Government (Scotland) Act 1982 provides that a licensing authority may, at any time, whether upon an application made to them by the holder of a licence, vary the terms of a license on any grounds they think fit.</p> <p>In deciding whether or not to grant or renew a Licence, the Council will consider the following:</p> <ul style="list-style-type: none"> • any objections or representations • any other relevant consideration
OPTIONS	<p>The options open to the Committee are therefore to:</p> <ul style="list-style-type: none"> • grant the application; • grant the application with an alternative condition. • defer the application (9 month decision date 01/02/2025) or • refuse the application.
PROCEDURE	<ul style="list-style-type: none"> • Identify parties. • Consider any preliminary issues

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| | <ul style="list-style-type: none">• Objectors speak to their objections• Committee asks any questions of the objectors• Applicant makes their submission• Committee asks any questions of the applicant• Objectors sum up.• Applicant sums up• Committee makes decision |
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