

# Report

Report to: **Licensing Committee**  
Date of Meeting: **6 February 2024**  
Report by: **Chief Executive**

Subject: **Civic Government (Scotland) Act 1982 (As Amended)  
- Application to Vary the Terms of Public Entertainment  
Licence No 139**

## 1. Purpose of Report

1.1. The purpose of the report is to consider the following application:-

Applicant:	South Lanarkshire Leisure and Culture Limited and K Morrison
Type of Licence:	Public Entertainment
Address of Premises:	South Lanarkshire Lifestyles Fairhill, Neilsland Road, Hamilton
Current Days and Hours:	Monday to Sunday 8.00am to 1.00am – as and when required
Proposed Days and Hours:	Monday to Sunday 7.00am to 1.00am – as and when required

## 2. Recommendation(s)

2.1. The Committee is asked to approve the following recommendation(s):-

(1) that, the application to vary the terms of public entertainment licence No 139 be granted.

## 3. Background

- 3.1. Before a premise can be operated as a place of public entertainment an application requires to be submitted to the Council for the appropriate licence.
- 3.2. In terms of the Civic Government (Scotland) Act 1982 (as amended), each application requires to be dealt with on its own merit.

## 4. Present Position

- 4.1. The applicant currently holds a public entertainment licence. The applicant is requesting to change the hours of operation.
- 4.2. No objections have been received from consultees.
- 4.3. Comments received from applicant giving reasons for change of hours.

## 5. Employee Implications

- 5.1. None.

## **6. Financial Implications**

- 6.1. None.

## **7. Climate Change, Sustainability and Environmental Implications**

- 7.1. No assessment of the impact on the environment has been made as the Civic Government (Scotland) Act 1982 (as amended) does not allow us to take this into account when determining the application.

## **8. Other Implications**

- 8.1. The risk to the Council is that it fails to fulfil its duty to protect the public. This is mitigated by the application process.

## **9. Equality Impact Assessment and Consultation Arrangements**

- 9.1. There is no requirement to carry out an impact assessment in terms of the proposals contained within this report.
- 9.2. In all cases, when an application under the Civic Government (Scotland) Act 1982 (as amended) is received it is copied to Police Scotland, Scottish Fire and Rescue, Planning and Building Standards, Environmental Services, Roads and Transportation Services and Consumer and Trading Standards consultation.

**Paul Manning**  
**Chief Executive**

17 January 2024

### **Link(s) to Council Values/Priorities/Outcomes**

- ◆ Focused on people and their needs

### **Previous References**

- ◆ None

### **List of Background Papers**

- ◆ None

### **Contact for Further Information**

If you would like to inspect the background papers or want further information, please contact:-

Margaret Mary Wilson, Legal Services Manager

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## LICENSING COMMITTEE – 6 February 2024

Licensing of Places of Public Entertainment					
Name and Address of Applicant	Premises	Current Days and Hours	Proposed Days and Hours	Comments	Recommendation
South Lanarkshire Leisure and Culture Ltd Floor 5 Council Offices Almada Street Hamilton and K Morrison	South Lanarkshire Lifestyles Fairhill Neilsland Road Hamilton	Monday to Sunday 8.00am to 1.00am – as and when required	Monday to Sunday 7.00am to 1.00am – as and when required	Variation of Public Entertainment Licence No 139.  Comments received from applicant giving reasons for change of hours.	<b>Grant</b>