

LICENSING COMMITTEE

Minutes of meeting held via Confero in the Council Chamber, Council Offices, Almada Street, Hamilton on 4 October 2022

Chair:

Councillor Andy Carmichael

Councillors Present:

Councillor Poppy Corbett, Councillor Margaret Cowie (*substitute for Councillor Monique McAdams*), Councillor Julia Marrs, Councillor Mark McGeever, Councillor David Shearer, Councillor Helen Toner

Councillors' Apologies:

Councillor Joe Fagan (ex officio), Councillor Geri Gray, Councillor Monique McAdams, Councillor Bert Thomson (Depute)

Attending:

Finance and Corporate Resources

C Lyon, Administration Officer; G Mays, Legal Services' Adviser; C McKee, Licensing and Registration Co-ordinator; L Wyllie, Administration Assistant

1 Declaration of Interests

No interests were declared.

2 Minutes of Previous Meeting

The minutes of the meeting of the Licensing Committee held on 4 October 2022 were submitted for approval as a correct record.

The Committee decided: that the minutes be approved as a correct record.

3 Urgent Business

There were no items of urgent business.

4 Exclusion of Press and Public

The Committee decided: that, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, the press and public be excluded from the meeting for the following items of business on the grounds that it was likely that there would be disclosure of exempt information in terms of Paragraphs 6 and 14 of Part I of Schedule 7A of the Act.

5 Civic Government (Scotland) Act 1982 (As Amended) - Application for Grant of a Taxi Driver's Licence

A report dated 15 September 2022 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the grant of a taxi driver's licence in terms of the Civic Government (Scotland) Act 1982 (as amended).

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the applicant who was present and heard in support of his application. A late objection had been received from Police Scotland. The reason for the lateness of the objection was accepted and Sergeant Brown was heard on behalf of Police Scotland.

Following discussion, Councillor McGeever, seconded by Councillor Toner, moved that the application be granted for a period of 1 year. Councillor Shearer, seconded by Councillor Corbett, moved as an amendment that the application be refused.

On a vote being taken electronically, 5 members voted for the amendment and 2 for the motion. The amendment was declared carried.

The Committee decided: that the application by W Irvine, 13 Kenmar Road, Hamilton for the grant of a taxi driver's licence in the Hamilton zone be refused.

6 Civic Government (Scotland) Act 1982 (As Amended) - Application for Grant of a Taxi Driver's Licence

A report dated 14 September 2022 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the grant of a taxi driver's licence in terms of the Civic Government (Scotland) Act 1982 (as amended).

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the applicant who was present and heard in support of his application. An objection had been received from Police Scotland and Sergeant Brown was heard.

The Committee decided: that the application by W Rodger, 174 Wilton Road, Carluke for the grant of a taxi driver's licence in the Clydesdale zone be refused.

7 Civic Government (Scotland) Act 1982 (As Amended) - Application to Vary the Terms of Public Entertainment Licence No 020

A report dated 15 September 2022 by the Executive Director (Finance and Corporate Resources) was submitted on an application to vary the terms of public entertainment licence No 020 in terms of the Civic Government (Scotland) Act 1982 (as amended).

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the applicant who was present and accompanied by R Davidson. Both were heard in support of the application. Comments had been received from Councillor Nelson.

The applicant advised that he did not intend to open on 1 and 2 January.

The Committee decided: that the following application to vary the terms of public entertainment licence No 020 be granted subject to the conditions specified by the Executive Director (Finance and Corporate Resources):-

Applicant: Gouldings Limited t/a Valley View at Gouldings, Dalpatrick Farm, Rosebank and R Davidson
Type of Licence: Public entertainment

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| Premises: | Gouldings, Lanark Road, Rosebank |
| Current Days and Hours: | Monday to Sunday from 9.00am until 5.00pm except 25 and 26 December and 1 and 2 January each year |
| Days/Hours Requested: | Monday to Sunday from 9.00am to 9.00pm (Seasonal) (Closed 25 and 26 December) |
| Current Activities: | Soft Play Area and Adventure Park |
| Proposed Activities: | Soft Play, Adventure Park, Halloween and Santa's Grotto |
| Days/Hours Granted: | Monday to Sunday from 9.00am to 9.00pm (Seasonal) (Closed 25 and 26 December) |
| Activities Granted: | Soft Play, Adventure Park, Halloween and Santa's Grotto |