

REGULATORY PANEL.

Minutes of meeting in County Buildings, Wellington Square, Ayr, on
17th March 2016 at 10.00 a.m.

- Present: Councillors Peter Convery (Chair), Andy Campbell, Ian Cavana, Ian Douglas, Ann Galbraith, William J. Grant and Hugh Hunter.
- Apology: Councillor Sandra Goldie.
- Attending: M. Douglas, Team Leader (Licensing); D. Mackintosh, Solicitor (for item 5 only); C. Carroll, Private Sector and Landlord Registration Officer (for item 5 only); D. Scobie, Licensing Monitoring Officer (for items 3(a) to (c) only); J. McClure, Committee Services Lead Officer; Inspector W. Ramsay and Sergeant G. Griffiths, Police Scotland.

1. Declarations of Interest.

There were no declarations of interest by Members of the Panel in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

2. Update from Licensing Monitoring Officer.

The Licensing Monitoring Officer advised

- (1) that she would continue to monitor all licences within South Ayrshire and would submit a report to the next meeting of this Panel scheduled to be held on Thursday, 28th April 2016 on failure statistics; and
- (2) that, due a rise in the number of complaints she had recently received, she would submit a report to a future meeting of this Panel regarding these complaints.

3. Civic Government (Scotland) Act 1982 - Licences.**(a) Late Hours Catering.****Robert Lindsay for McDonald's, Whitletts Road, Ayr, KA8 0JE.**

The Panel heard from the applicant's representative and from the applicant in relation to this application.

Decided: to approve this application for one year, the approved hours being Monday to Sunday inclusive from 11.00 p.m. to 5.00 a.m., subject to standard conditions as previously agreed

(b) Second Hand Car Dealer.**Andrew Tait McKie for 23-25 Old Street, Girvan, KA26 9HG.**

The Panel heard an observation from Police Scotland and from the applicant in response in relation to this application.

Councillor Hunter, seconded by Councillor Grant, moved that this matter be continued to a future meeting of this Panel to determine the outcome of the criminal proceedings, at which time a decision would then be made.

By way of Amendment, Councillor Douglas, seconded by Councillor Galbraith, moved that the application be approved.

On a vote being taken by a show of hands, two Members voted for the Amendment and five for the Motion which was accordingly declared carried.

Decided: to continue consideration of this application to a future meeting of this Panel once the outcome of the criminal proceedings had been determined.

(c) Street Trader.**Michael Salotti for Sale of Hot and Cold Food in Maybole and Surrounding Villages.**

Decided: to continue consideration of this application to allow further information to be sought.

4. Exclusion of press and public.

The Panel resolved, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, that the press and public be excluded from the remaining item of business on the agenda, on the grounds that it involved the likely disclosure of exempt information in terms of paragraph 6 of Part 1 of Schedule 7A of the Act.

5. Landlord Registration – Mr Alan Mackie.

There was submitted a report (issued to members only) of 27th January 2016 by the Executive Director – Economy, Neighbourhood and Environment requesting that the Panel consider whether to grant or refuse an application for Landlord Registration from Mr. Alan Mackie, who applied to act as a managing agent on behalf of landlord, Mr. David Wilson.

The Panel heard from the Private Sector and Landlord Registration Officer and from the applicant in response and adjourned for consideration of this application.

Decided: upon reconvening, that Alan Mackie was not a fit and proper person to be a managing agent in South Ayrshire in terms of the Anti-Social Behaviour etc (Scotland) Act 2004.

The meeting ended at 10.55 a.m.