

## REGULATORY PANEL.

Minutes of meeting in County Buildings, Wellington Square, Ayr, on  
24th September 2015 at 10.00 a.m.

- Present: Councillors Peter Convery (Chair), Andy Campbell, Ian Cavana, Ann Galbraith, Sandra Goldie, William J. Grant and Hugh Hunter.
- Apology: Councillor Ian Douglas.
- Attending: Karen Briggs, Legal and Licensing Manager; John Hodge, Housing Strategy and Policy Co-ordinator (for item 4 only); Donna Scobie, Licensing Monitoring Officer; and Janice McClure, Committee Services Officer.
- In Attendance: Inspector William Ramsay and Sergeant Gareth Griffiths, Police Scotland.

### 1. Declarations of Interest.

In terms of Council Standing Order No. 17 and the Councillors' Code of Conduct, Councillor Goldie declared an interest in item 4 of this minute entitled "House of Multiple Occupation Licence Renewal Request" as the applicant was known to her and indicated that she would withdraw from the meeting during consideration of this application.

### 2. Minutes of previous meetings.

The minutes of 27th August (issued) ([link attached](#)) and 3rd September 2015 (Special) (tabled) ([link attached](#)) were submitted and approved.

### 3. Civic Government (Scotland) Act 1982 - Licences.

#### (a) Taxi Drivers.

- (i) Reference was made to the Minutes of 27th August 2015 (Page 2, paragraph 5(a)(ii)) when it had been decided, in the absence of the applicant, to again continue consideration of this application to allow the applicant to attend, the Panel heard an observation from Police Scotland and considered the application from Paul William Houston.

**Decided:** in the absence of the applicant, that this application be refused on the grounds that, in terms of paragraph 5(3)(a)(ii) of Schedule 1 of the Civic Government (Scotland) Act 1982, in their opinion, the applicant was not a fit and proper person to be the holder of the licence.

- (ii) Reference was made to the Minutes of 27th August 2015 (Page 3, paragraph 5(a)(iv)) when it had been decided, in the absence of the applicant, to continue consideration of the application to allow the applicant to attend and the Panel heard an observation from Police Scotland and considered the application from Samuel Jamieson Taylor.

**Decided:** to approve this application for three years, subject to standard conditions as previously agreed.

- (iii) Reference was made to the Minutes of 27th August 2015 (Page 3, paragraph 5(a)(vii)) when it had been decided, in the absence of the applicant, to continue consideration of this application to allow the applicant to attend and the Panel then heard an observation from Police Scotland and considered the application from Alexander Hastings.

**Decided:** in the absence of the applicant, that this application be refused on the grounds that, in terms of paragraph 5(3)(a)(ii) of Schedule 1 of the Civic Government (Scotland) Act 1982, in their opinion, the applicant was not a fit and proper person to be the holder of the licence.

- (iv) The Panel heard an observation from Police Scotland and from the applicant, Colin William Jamieson, in response.

**Decided:** to approve this application for three years, subject to standard conditions as previously agreed

- (v) The Panel heard an observation from Police Scotland and from the applicant, Gerrard Chambers, in response.

**Decided:** to approve this application for one year, subject to standard conditions as previously agreed.

- (vi) The Panel heard an observation from Police Scotland and from the applicant, George Qua, in response and considered a reference lodged.

**Decided:** to approve this application for one year, subject to standard conditions as previously agreed.

- (vii) The Panel heard an observation from Police Scotland and from the applicant, Steven Allan Masterton, in response.

**Decided:** to approve this application for one year, subject to standard conditions as previously agreed.

(b) **Public Entertainment.**

**Icombat Ayr Limited and Douglas Allan for South Unit 1, Mosshill Industrial Estate, Ayr.**

**Decided:** to continue consideration of this application to a future meeting of this Panel to allow further information to be sought.

(c) **Street Trader.**

Having heard from Police Scotland and from the applicant, Tracey Wilson, the Panel agreed to consider Ms. Wilson's 'spent' convictions; and the letter from Police Scotland outlining these convictions was circulated to Panel Members.

The Panel then heard an objection from Police Scotland and from the applicant in response.

**Decided:** to approve this application for one year, subject to standard conditions as previously agreed.

**Councillor Goldie, having previously declared an interest in the following item of business, left the meeting during consideration of this application.**

**4. Housing Scotland Act 2006 - House in Multiple Occupation Licence Renewal Request – HMO/47 (R) Highfield Farm, St. Quivox, Ayr.**

There was submitted a joint report (issued to members only) of 14th August 2015 by the Executive Director – Economy Neighbourhood and Environment and the Executive Director – Resources, Governance and Organisation requesting that the Panel consider an HMO licence application for Highfield Farm, St. Quivox, Ayr.

The Panel heard from the Housing Strategy and Policy Co-ordinator, from Police Scotland and from the applicant in response.

Councillor Hunter, seconded by Councillor Campbell, moved that this application be approved for one year.

By way of Amendment, Councillor Galbraith, seconded by Councillor Cavana, moved that the application be approved for three years.

On a vote being taken by a show of hands, three Members voted for the Amendment and three for the Motion. The Chair then exercised his casting vote in favour of the Amendment.

**Decided:** to grant an HMO renewal licence for three years from the date of renewal application, 1st June 2015.

The meeting ended at 10.55 a.m.