

## Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Wednesday, 17 January 2024	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

**Present:** Councillor Audrey Doig, Councillor Neill Graham, Councillor Janis McDonald, Councillor Cathy McEwan, Councillor John McNaughtan, Councillor Kevin Montgomery, Councillor Andy Steel

### Chair

Councillor McNaughtan, Convener, presided.

### In Attendance

D Campbell, Managing Solicitor (Licensing), E Currie, Senior Committee Services Officer, D Cunningham and A Easdon, both Committee Services & Licensing Officers, S Kerr and K Marriott (for item 1 only) and E Graham (for items 2 to 6 only) all Licensing & Committee Assistants (all Finance & Resources).

### Apologies

Councillors Hughes and Mullin.

### Declarations of Interest

Councillor McNaughtan declared an interest in item 1(d) for the reason that he was a member of Castlegait Owners Association, the objector to the application. Councillor McNaughtan indicated that as he had declared an interest, he would withdraw from the meeting during any discussion and voting on the item.

Councillor McNaughtan declared an interest in item 1(f) for the reason that he had prior knowledge of the application which had been discussed at a meeting of the Paisley East & Whitehaugh Community Council which he had attended. Councillor McNaughtan indicated that as he had declared an interest, he would withdraw from the meeting during any discussion and voting on the item.

Councillor McNaughtan declared an interest in item 2 for the reason that one of the objectors was known to him. Councillor McNaughtan indicated that as he had declared an interest, he would withdraw from the meeting during any discussion and voting on the item.

## Transparency Statements

There were no transparency statements intimated prior to the commencement of the meeting.

## Order of Business

In terms of Standing Order 16, the Convener intimated that he proposed to alter the order of business to facilitate the conduct of the meeting by considering item 1(e) of the agenda before item 1(d) of the agenda.

### 1 Grant of Short-term Let Licences - Personal Appearances

There were submitted the undernoted applications for grant of Short-term Let Licences. The applicants had been asked to appear personally for the first time together with the Scottish Fire & Rescue Service who had submitted a representation received outwith the statutory timescale to application (a); Paula Van Dee who had submitted an objection received outwith the statutory timescale to application (b); the Scottish Fire & Rescue Service who had submitted a representation and Stephen Balmer, on behalf of Susan Balmer and Michael and Mila Nelson who had submitted objections to application (c); H Monaghan, on behalf of Castlegait Owners Association, who had submitted an objection to application (d); Alan Kier, Catherine Holmes, Derek and Margate-Anne Foster, James and Sharon Foster, Jemma Pate, E J Morrison, Sandra Kier, Stacey Boyce and Elizabeth Boyce who had submitted objections and Donald Cooper, Helen McMillan, Lynda Fyfe, Mandy Irvine, Margaret Jack and Hina Ahmed who had submitted objections received outwith the statutory timescale to application (e); and Robert Hill, Anouska Fairnie, Paisley East & Whitehaugh Community Council, Pascal Sagnier and Councillor Graeme Clark who had submitted objections to application (f):-

(a) Applicant: William Laird  
Premises: Flat 0/1, 32 Ferguslie, Paisley

The Managing Solicitor (Licensing) advised that the Scottish Fire & Rescue Service had withdrawn their representation to the application and that this application had been granted under delegated authority for a period of three years.

**DECIDED:** That it be noted that the application had been granted under delegated authority for a period of three years.

(b) Applicant: Elaine McLaren  
Premises: 20A Cross Road, Paisley

Ms McLaren, the applicant, was invited into the meeting together with Ms Wolfe and Mr Dickie, her representatives. There was no appearance by or on behalf of Ms Van Dee who had submitted an objection received outwith the statutory timescale to the application.

The Managing Solicitor (Licensing) advised that Ms Van Dee was not in attendance at

the meeting and explained the circumstances of the late resubmission of an earlier timeous objection which had not fully met legal requirements. Ms McLaren intimated that she had no objection to the late objection being taken into account when the application was being considered. The Convener proposed that the objection be taken into account when the application was being considered. This was agreed unanimously.

After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of three years. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of three years.

(c) Applicant: Ezeilo Limited  
Premises: Flat 1/2, 11 Walker Street, Paisley

Ms Wolfe and Mr Dickie, on behalf of the applicant, were invited into the meeting. There was no appearance by or on behalf of Mr Balmer, on behalf of Mrs Balmer, or Mr and Mrs Nelson, the objectors to the application. The Managing Solicitor (Licensing) advised that the Scottish Fire & Rescue Service had withdrawn their representation.

After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of three years. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of three years.

(d) Applicant: Chez Belle Limited  
Premises: 35 Hamilton Crescent, Bishopton

Ms Robinson and Ms Boyd, on behalf of the applicant, were invited into the meeting together with Mr and Mrs D Foster, Mr and Mrs J Foster, Ms S Boyce and Ms E Boyce, objectors to the application and Mr Cooper, who had submitted an objection received outwith the statutory timescale to the application. Mr J Foster advised that he also represented Mr and Mrs Kier as they were unable to attend the meeting. There was no appearance by or on behalf of Ms Holmes, Ms Pate or E J Morrison, objectors to the application or Ms McMillan, Ms Fyfe, Ms Irvine, Ms Jack or Ms Ahmed, who had submitted objections received outwith the statutory timescale to the application.

On hearing the reasons for the lateness of the objection from Mr Cooper, the Convener proposed that the objection be taken into account when the application was being considered. This was agreed unanimously. Ms Robinson and Ms Lloyd had no objection to Mr Cooper's objection being taken into account when the application was being considered.

The Managing Solicitor (Licensing) advised as to the reasons for the lateness of the objection from Ms Fyfe, Ms Irvine and Ms Jack. The Convener proposed that the objections from Ms Fyfe, Ms Irvine and Ms Jack be taken into account when the application was being considered. This was agreed unanimously. Ms Robinson and Ms Lloyd had no objection to Ms Fyfe's, Ms Irvine's and Ms Jack's objection being taken into account when the application was being considered.

The Convener proposed that the objections from Ms McMillan and Ms Ahmed be not taken into account when the application was being considered as neither objector was in attendance to provide reasons as to why the objections were received outwith the statutory timescale to the application. This was agreed unanimously.

After consideration of all matters before the Board, the Board adjourned to allow members to consider this application. The meeting was reconvened and the Convener proposed that the application be granted for a period of three years. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of three years.

### **Sederunt**

Councillor Montgomery left the meeting prior to consideration of the following item of business.

### **Declaration of Interest**

Councillor McNaughtan having previously declared interests in the following items, left the meeting and took no part in the discussion or voting thereon.

### **Chair**

Councillor McEwan, Depute Convener, assumed the Chair.

(e) Applicant: Tiny Nest Limited  
Premises: 102 Castlegait, Paisley

Mr Qayyum, on behalf of the applicant, was invited into the meeting together with Mr Monaghan, on behalf of Castlegait Owners Association, the objector to the application. After consideration of all matters before the Board, the Depute Convener proposed that the application be granted for a period of three years. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of three years.

### **Declaration of Interest**

At this point in the meeting, Councillor N Graham declared an interest in the following item of business for the reason that he had prior knowledge of the application which had been discussed at a meeting of the Paisley East & Whitehaugh Community Council which he had attended. Councillor N Graham indicated that as he had declared an interest, he would withdraw from the meeting during any discussion and voting on the item.

(f) Applicant: Boutique Home Style Limited  
Premises: 27 Glasgow Road, Paisley

Ms Molari, the applicant, and Mr Lough, her representative, were invited into the meeting together with Mr Hill, accompanied by his partner Miss Holmes, and Councillor Clark, objectors to the application. There was no appearance by or on behalf of Ms Fairlie, Paisley East & Whitehaugh Community Council or Mr Sagnier, objectors to the application.

Following discussion, Mr Lough advised that his client wished to amend her application to read that the maximum number of occupants would be six and not nine as detailed on the application when submitted.

After consideration of all matters before the Board, the Depute Convener proposed that the application, as amended, be granted for a period of three years. This was agreed unanimously.

**DECIDED:** That the application, as amended, be granted for a period of three years.

## **Adjournment**

The meeting adjourned at 1.15 pm and resumed at 1.50 pm.

## **Sederunt**

Councillor N Graham rejoined the meeting prior to consideration of the following item of business.

### **2 Grant of Late Hours Catering Licence - Personal Appearance**

There was submitted the undernoted application for grant of a Late Hours Catering Licence. The applicant had been asked to appear personally for the first time together with Charles Henderson, David Slone, Graham Beveridge, Lorna Cooper, Cochran Dickie Solicitors on behalf of Manjit Singh, Merv Granger, Rahul Rao, Stephanie Smith, Suet Chan and UdayMadhav Samineri who had submitted objections to the application, Inderbir Singh who had submitted an objection received outwith the statutory timescale to the application, and the Head of Economy & Development Services, Renfrewshire Council who had submitted a representation received outwith the statutory timescale to the application:-

Applicant: Zehida Saeed

Premises: Unit C, 2 Rowan Street, Paisley

Activity: hot food takeaway

Operating hours: Sunday to Thursday - 11.00 pm to 12 midnight and Friday and Saturday - 11.00 pm to 2.00 am

Ms Saeed, the applicant, her husband Mr Saeed, and her solicitor Mr Shoaib, were invited into the meeting together with Mr Beveridge, Mr M Singh, Mr To, on behalf of Mr Chan and Mr Samineri, objectors to the application, Mr I Singh who had submitted an objection received outwith the statutory timescale to the application, and Mr Love, on behalf of the Head of Economy & Development Services, Renfrewshire Council, who had submitted a representation received outwith the statutory timescale to the application. There was no appearance by or on behalf of Mr Henderson, Mr Slone, Ms Cooper, Mr Granger, Mr Rao and Ms Smith, objectors to the application.

On hearing the reasons for the lateness of the objection from Mr I Singh, Mr Shoaib advised that it was his submission that the objection should not be taken into account when the application was being considered. The Depute Convener proposed that the

objection from Mr I Singh be taken into account when the application was being considered. This was agreed unanimously.

On hearing the reasons for the lateness of the representation from the Head of Economy & Development Services, Mr Shoaib advised that it was his submission that the representation should not be taken into account when the application was being considered. The Depute Convener proposed that the representation from the Head of Economy & Development Services, Renfrewshire Council, be taken into account the when the application was being considered. This was agreed unanimously.

Following discussion with his client, Mr Shoaib advised that his client wished to amend her application to include the following days and hours only: Friday and Saturday from 11.00 pm to 12.midnight.

After consideration of all matters before the Board, the Board adjourned to allow members to consider this application. The meeting was reconvened and the Depute Convener proposed that the application be refused. This was agreed unanimously.

**DECIDED:** That the application be refused.

## **Chair**

Councillor McNaughtan rejoined the meeting prior to the consideration of the following item of business and resumed the Chair.

### **3 Renewal of Late Hours Catering Licence**

There was submitted the undernoted application for renewal of a Late Hours Catering Licence:-

Applicant: Select Service Partner UK Limited  
Premises: Central Pier 18/22 Terminal Building, Glasgow Airport, Paisley  
Activity: café servicing hot and cold food and drinks  
Operating hours: Monday to Sunday - 11.00 pm to 5.00 am  
Licence No.: LHC005

The Convener proposed that the application be granted for a period of two years and that the applicant continue to be an exception to the Board's policy on trading hours. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of two years and that the applicant continue to be an exception to the Board's policy on trading hours.

## **EXCLUSION OF PRESS AND PUBLIC**

The Board resolved that the press and public be excluded from the meeting during consideration of the following items of business as it was likely, in view of the nature of the business to be transacted, that if members of the press and public were present there would be disclosure to them of exempt information as defined in paragraph 3 of part I of schedule 7A of the Local Government (Scotland) Act 1973.

#### 4 **Grant of Taxi Driver's Licence**

Under reference to item 5(a) of the Minute of the meeting of this Board held on 16 November 2023, consideration was resumed of the undernoted application for grant of a Taxi Driver's Licence:-

Applicant: Moloy Sarker

The Convener proposed that the application be granted for a period of one year. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of one year.

#### 5 **Grant of Private Hire Car Driver's Licence**

There was submitted the undernoted application for grant of a Private Hire Car Driver's Licence:-

Applicant: Wasem Omran

The Convener proposed that the application be granted for a period of one year. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of one year.

#### 6 **Grant of Private Hire Car Operator's Licence**

There was submitted the undernoted application for grant of a Private Hire Car Operator's Licence:-

Applicant: Safiullah Masood

The Convener proposed that the application be granted for a period of one year. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of one year.