

Minute of Special Meeting Regulatory Functions Board

Date	Time	Venue
Thursday, 27 July 2023	10:00	Remotely via MS Teams,

Present: Councillor Neill Graham, Councillor Lisa-Marie Hughes, Councillor Janis McDonald, Councillor Cathy McEwan, Councillor John McNaughtan, Councillor Kevin Montgomery, Councillor Sam Mullin

Chair

Councillor McNaughtan, Convener, presided.

In Attendance

D Campbell, Managing Solicitor (Licensing), E Currie, Senior Committee Services Officer, D Cunningham, Assistant Committee Services Officer, E Graham and R McCallum, both Administrative Assistants and J Whitehead, L Sandell and J Skinner, all ICT End User Support Officers (all Finance & Resources).

Recording of Meeting

Prior to the commencement of the meeting, the Convener intimated that this meeting would be recorded for subsequent broadcast via the Council's internet site.

Declarations of Interest

There were no declarations of interest intimated prior to the commencement of the meeting.

EXCLUSION OF PRESS AND PUBLIC

The Board resolved that the press and public be excluded from the meeting during consideration of item 1 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.

1 Grant of Temporary Taxi Driver's Licence – Personal Appearance

There was submitted the undernoted application for grant of a temporary Taxi Driver's Licence. The applicant had been asked to appear personally for the first time:-

Moloy Sarker

Mr Sarker, the applicant, joined the meeting by video call. After consideration of all matters before the Board, the Convener proposed that the application be granted. This was agreed unanimously.

DECIDED: That the application be granted.

Admission of Press and Public

The press and public were invited into the meeting prior to consideration of the following item of business.

Declaration of Interest

During consideration of the following item of business, Councillor Graham declared an interest for the reason that he had knowledge of previous applications and objections in relation to funfairs in Barshaw Park. Councillor Graham indicated that as he had declared an interest, he would leave the online meeting during any discussion and voting on the item.

2 Grant of Temporary Public Entertainment Licence – Personal Appearance

There was submitted the undernoted application for grant of a temporary Public Entertainment Licence. The applicant had been asked to appear personally for the first time together with Douglas and Lesley Frame and John Patrick, who submitted objections to the application:-

Applicant: Trevor Smith

Authorised activity: Fairground

Location: Barshaw Park, Paisley

Operating: 11 days – 10 to 20 August 2023 from 1.30pm to 9.30pm daily.

Mr Smith, the applicant, and his Solicitor, Mr McKissock both joined the meeting by video call, together with Mr Frame, one of the objectors to the application, who also joined the meeting by video call.

As a preliminary matter, Mr McKissock referred to the temporary licence provisions of the Civic Government (Scotland) Act 1982 in relation to the procedure followed and the objections received. The Managing Solicitor (Licensing) advised that the Council considered that it had discretion as to whether to grant temporary licence applications under the Act and would consider relevant information received when considering the application. The Convener proposed that the Board consider the objections received 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. This was agreed unanimously.

DECIDED: That the application be granted.