



**MINUTES OF MEETING of the REGULATORY COMMITTEE held within the Council
Chamber, Kilncraigs, Greenside Street, Alloa, FK10 1EB, on TUESDAY 21 NOVEMBER
2017 at 9.30 am.**

PRESENT

Councillor Graham Lindsay (Chair)
Councillor Donald Balsillie,
Councillor Martha Benny
Councillor Chris Dixon
Councillor Kenneth Earle
Councillor Les Sharp
Councillor Derek Stewart (S)

IN ATTENDANCE

Andrew Crawford, Team Leader, Environmental Health and Licensing
Paul Fair, Civic Licensing Standards Officer
June Andison, Licensing Administrator
Stuart McQueen, Solicitor, Legal & Democracy Services (Clerk to the Committee)
Gillian White, Committee Services, Legal & Democracy Services

RC(17)08 A POLOGIES

Apologies for absence were received from Councillor Mike Watson and Councillor Kathleen Martin.

Councillor Derek Stewart attended as substitute for Councillor Kathleen Martin.

RC(17)09 DECLARATIONS OF INTEREST

None.

**RC(17)10 MINUTES OF MEETING: REGULATORY COMMITTEE 19 SEPTEMBER
2017**

The minutes of the meeting of the Regulatory Committee held on 19 September 2017 were submitted for approval.

Decision

The minutes of the meeting of the Regulatory Committee held on 19 September 2017 were agreed as a correct record and signed by the Chair.

A report was submitted by the Regulatory Services Manager which advised that a letter of complaint had been received regarding Street Trader's Licence [REDACTED]. The Team Leader for Environmental Health and Licensing had ordered the immediate suspension of said licence.

The Committee required to hold a hearing to determine whether to ratify the suspension and to consider whether to order further suspension or the revocation of the Street Trader's Licence [REDACTED] (expiry date 30 April 2018) in accordance with Paragraph 11 to Schedule 1 of the 1982 Act.

Attending

Mr James Monteith, Licence Holder
Mr Paul Fair, Civic Licensing Standards Officer
Claire MacKenzie, Police Scotland (Licensing Officer)

The Committee heard representations from Mr Monteith and Mr Fair. The Committee then had the opportunity to put questions to all parties.

Motion 1

Having considered all of the information provided and representations made, that the Committee suspends Licence Number [REDACTED] for the unexpired portion of the licence, on the grounds that carrying out the activities to which said licence related, had caused, or was likely to cause a serious threat to public safety.

Moved by Councillor Kenneth Earle.

Motion 2

Having received guidance from the Clerk on the implications of either suspending or revoking the licence, and having considered all of the information provided and representations made, that the Committee revokes Licence Number [REDACTED] on the grounds that carrying out the activities to which said licence related, had caused, or was likely to cause a serious threat to public safety.

Moved by Councillor Les Sharp. Councillor Kenneth Earle withdrew his earlier motion (Motion 1) and subsequently seconded Motion 2.

Decision

Having considered all of the information provided and representations made, the Committee agreed unanimously to revoke Licence Number [REDACTED] on the grounds that carrying out the activities to which said licence related, had caused, or was likely to cause a serious threat to public safety.

The Clerk advised the Committee that a decision would also be required as to when the revocation would take effect.

Motion

That the Committee agree to revoke Licence Number [REDACTED] with immediate effect.

Moved by Councillor Kenneth Earle. Seconded by Councillor Les Sharp.

Decision

The Committee unanimously agreed to revoke Licence Number [REDACTED] with immediate effect.

Action

Regulatory Services Manager

Ends 9.55 am.

