

MINUTES of MEETING of PLANNING, PROTECTIVE SERVICES AND LICENSING COMMITTEE
held in the COUNCIL CHAMBERS, KILMORY, LOCHGILPHEAD
on WEDNESDAY, 17 APRIL 2013

Present: Councillor Sandy Taylor (Chair)

Councillor Gordon Blair	Councillor Alistair MacDougall
Councillor Rory Colville	Councillor Robert G MacIntyre
Councillor Robin Currie	Councillor Donald MacMillan
Councillor Mary-Jean Devon	Councillor Alex McNaughton
Councillor George Freeman	Councillor James McQueen
Councillor Fred Hall	Councillor Richard Trail
Councillor David Kinniburgh	

Attending: Charles Reppke, Head of Governance and Law
Graeme Forrester, Solicitor
Tricia O'Neill, Central Governance Manager
Melanie Carr, Applicant
Inspector Julie McLeish, Police Scotland
Mary Watt, Environmental Health Officer

1. APOLOGIES FOR ABSENCE

An apology for absence was intimated from Councillor Iain MacDonald.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. CIVIC GOVERNMENT (SCOTLAND) ACT 1982: APPLICATION FOR GRANT OF SKIN PIERCING AND TATTOOING LICENCE (M CARR, HELENSBURGH)

The Chair welcomed everyone to the meeting and introductions were made. Thereafter the Chair outlined the procedure that would be followed.

Charles Reppke, Head of Governance and Law, advised that a late objection had been received from Environmental Health out with the time period allowed by the Civic Government (Scotland) Act 1982 for making objections or representations. Mr Reppke advised that the Environmental Health Officer was present to explain the reasons for the objection being submitted late.

Mr Reppke further advised that if the Committee wished to take this late objection into consideration then they would need to adjourn the meeting to another day to allow the proper period of notice (14 days) to be afforded to the Applicant.

The Chair invited Miss Watt to explain the reasons why the objection had been submitted late.

Miss Watt advised that she had received notification of the Application on 14

February 2013 and that she had made several attempts to contact the Applicant so that arrangements could be made to inspect the premises. She advised that due to a number of factors the inspection of the premises only took place on 16 April 2013.

The Chair invited the Applicant to comment on Miss Watt's reasons for the late objection.

Ms Carr advised that she had not been aware of where Environmental Health fitted in with regard to her Application and had not realised it was important that this inspection took place prior to the hearing being held.

Councillor Blair sought and received clarification on the time periods for submission of paperwork to Civic Hearings.

Councillor Colville sought clarification on whether or not Environmental Health had submitted a representation or an objection.

Mr Reppke advised that an objection had been submitted.

Councillor Freeman asked if it would be possible for the Applicant to waive her right to have 14 days to consider this objection.

Mr Reppke advised that he would not recommend this course of action as the Applicant did not have legal representation at this time.

Councillor Currie advised that it was a shame that everyone had been brought to this hearing today and would now have to be asked to attend on another day and that it would be better if the Application could be considered today.

Councillor McNaughton advised that it was important that the Applicant received the proper period of notice.

Councillor Taylor advised that he thought the objection should be taken into consideration and that the meeting should be adjourned to another day.

Decision

It was agreed to take the late objection submitted by Environmental Health into consideration and to continue determination of this Application to the next scheduled meeting of the PPSL Committee on Wednesday 22 May 2013.

(Reference: Report by Head of Governance and Law, submitted)