

**MINUTES of MEETING of PLANNING, PROTECTIVE SERVICES AND LICENSING COMMITTEE
held BY MICROSOFT TEAMS on TUESDAY, 16 JANUARY 2024**

Present: Councillor Amanda Hampsey (Chair)

Councillor John Armour	Councillor Liz McCabe
Councillor Kieron Green	Councillor Dougie Philand
Councillor Graham Hardie	Councillor Peter Wallace
Councillor Mark Irvine	

Attending: Stuart McLean, Committee Manager
Fiona Macdonald, Solicitor
James Crawford, Licensing Standards Officer
Pamela Fraser, Licensing Team Leader
Stuart Munro, Applicant's Agent
Elizabeth McAlpine, Applicant's Agent
Sergeant David Holmes, Police Scotland

1. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Jan Brown, Audrey Forrest, Daniel Hampsey and Andrew Kain.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

The Committee resolved in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 to exclude the press and public for the following item of business on the grounds that it was likely to involve the disclosure of exempt information as defined in Paragraphs 3 and 14 of Part 1 of Schedule 7A to the Local Government (Scotland) Act 1973.

3. CIVIC GOVERNMENT (SCOTLAND) ACT 1982, THE CIVIC GOVERNMENT (SCOTLAND) ACT 1982 (LICENSING OF SHORT-TERM LETS) ORDER 2022: APPLICATION FOR GRANT OF A SHORT-TERM LET LICENCE

The Chair welcomed everyone to the meeting. In line with recent legislation for Civic Government Hearings, the parties (and any representatives) were given the options for participating in the meeting today. The options available were by video call, by audio call or by written submission. For this hearing the Applicant's Agents opted to proceed by way of video call and Stuart Munro and Elizabeth McAlpine joined the meeting by MS Teams.

Police Scotland also opted to proceed by way of video call and Sergeant David Holmes joined the meeting by MS Teams.

The Chair invited the Licensing Standards Officer to speak to the terms of the report.

Thereafter the procedure set out in Appendix 6 of the report was followed and she invited the Applicant's Agent to speak on behalf of the Applicant.

APPLICANT'S AGENT

Stuart Munro, on behalf of the Applicant, spoke in support of the application.

QUESTIONS FROM POLICE

Sergeant Holmes was given the opportunity to asking the Applicant's Agent questions and he advised that he had no questions.

POLICE SCOTLAND

Sergeant Holmes read out the contents of a letter from the Divisional Commander dated 31 October 2023.

QUESTIONS FROM APPLICANT'S AGENT

Mr Munro took the opportunity to ask Sergeant Holmes questions.

MEMBERS' QUESTIONS

The Members took the opportunity to ask the Applicant's Agent and Police Scotland a number of questions.

SUMMING UP

Police Scotland

Sergeant Holmes was given the opportunity to sum up and he advised that he had nothing further to add.

Applicant's Agent

Mr Munro summed up on behalf of the Applicant

When asked, both parties confirmed that they had received a fair hearing.

DEBATE

The Members debated the application before them.

DECISION

The Committee unanimously agreed to grant a Short-term Let Licence to the Applicant subject to the following conditions while the court case has still to be determined:

1. The Applicant will not be present in or around the licensed properties when they are being let out.
2. Bookings may not be made by anyone under the age of 18 years.
3. The Applicant should have no remote access to any CCTV at the licensed properties.

It was noted that the Applicant would receive written confirmation of this within 7 days.

(Reference: Report by Regulatory Services and Building Standards Manager, submitted)