

GENERAL PURPOSES BOARD – 13 APRIL 2022

General Purposes Board

Wednesday 13 April 2022 at 3pm

Present: Provost Brennan, Councillors Ahlfeld, Brooks, Crowther, Curley, Dorrian, Jackson, Macleod, J McEleny, Moran and Quinn.

Chair: Councillor Dorrian presided.

In attendance: Ms A Sinclair and Mr D Keenan (for Head of Legal & Democratic Services), Ms F Denver and Ms E Peacock (Legal & Democratic Services) and Sergeant I Robertson (Police Scotland).

The meeting was held by video conference.

The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Board.

205 Apologies, Substitutions and Declarations of Interest 205

There were no apologies, substitutions or declarations of interest intimated.

206 Licensing of Sexual Entertainment Venues/Consideration of Draft Sexual Entertainment Venue Policy Statement 206

There was submitted a report by the Head of Legal & Democratic Services to update the Board on the outcome of the second phase of the public consultation exercise in relation to the licensing of Sexual Entertainment Venues (SEVs) in Inverclyde and to request that the Board consider the draft Sexual Entertainment Policy Statement.

Ms Sinclair advised that the appropriate consultation had been carried out and reported on the number of responses received. She highlighted various aspects of the report and drew the Members' attention to the draft proposals, guidance notes and the annexes therein.

Provost Brennan requested legal information in respect of the report. Given the nature of the information sought Ms Sinclair suggested that his concerns be addressed in private. All Members agreed to a private discussion and therefore public members were excluded from the meeting.

On return to the public meeting, Councillor Brooks requested that information in respect of the policy be included within the Licensing Board Policy Statement. Ms Sinclair confirmed that a request to the Licensing Board will be made. Provost Brennan moved agreement to the recommendations. As an amendment Councillor J McEleny moved acceptance of the recommendations with the administration amendment of recommendation 3.1 in that it should refer to Section 7.10 and not 7.9 of the draft policy. Ms Sinclair confirmed amendment of the recommendation in 3.1 and all Members agreed the recommendations, as amended.

Decided:

(1) noted the contents of the report and the views expressed in response to the public consultation exercise on the terms of the draft Sexual Entertainment Venue Policy Statement;

(2) to approve the recommendation in paragraph 6.4 that the appropriate number of SEVs in the entire area of Inverclyde should be set at nil with a rebuttable presumption;

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- (3) agreed that there will be a Sensitive Premises Presumption based on:-
- (i) the Sensitive Premises listed at Section 7.10 of the draft policy;
 - (ii) no SEV within 500m of the Sensitive Premises;
- (4) that no changes are required to the draft Sexual Entertainment Venue Policy Statement set out in Appendix 1 for determination of the final Policy Statement;
- (5) agreed to instruct the Head of Legal & Democratic Services to publish the Sexual Entertainment Venue Policy Statement Resolution set out in Appendix 2 as required under the Civic Government (Scotland) Act 1982; and
- (6) agreed the application fee for the grant of Sexual Entertainment Venue Licence, and separately the renewal of a Sexual Entertainment Venue Licence should be set at £800.

207 Additional Item: Short Term Lets: New Licensing Powers Consultation

207

There was submitted a report by the Head of Legal & Democratic Services to update the Board on the new powers which have been given to local authorities to regulate short term lets in the form of a Licensing Scheme and to seek authority to carry out a statutory consultation on the draft Policy and Conditions Framework for Short Term Lets.

Ms Sinclair advised Members on the new policy and proposed implementation of the Licensing Scheme. There followed discussion between Members and Ms Sinclair on the proposals following which Members agreed the recommendations contained within the report.

Decided:

- (1) noted the terms of the report;
- (2) noted the commencement of the Civic Government (Scotland) Act 1982 (Licensing of Short Term Lets) Order 2022 on 1 March 2022 which requires local authorities to open a Licensing Scheme for Short Term Lets by 1 October 2022; and
- (3) authorised officers to carry out a statutory consultation on the draft Policy and Conditions Framework for Short Term Lets.

It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended that the public and press be excluded from the meeting during consideration of the following items on the grounds that the business involved the likely disclosure of exempt information as defined in Paragraph 6 of Part I of Schedule 7(A) of the Act.

208 Application for Grant of a Taxi Driver's Licence

208

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