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CIVIC GOVERNMENT LICENSING COMMITTEE FRIDAY, 18TH NOVEMBER, 2022

A MEETING of the CIVIC GOVERNMENT LICENSING COMMITTEE will be held on FRIDAY, 18 NOVEMBER 2022 at 10.30 a.m. The meeting will be held in the COUNCIL CHAMBER, COUNCIL HEADQUARTERS, NEWTOWN ST BOSWELLS and will be a blended meeting in accordance with the Licensing (Scotland) Act 2005 and can be accessed remotely via Microsoft Teams.

All Attendees, including members of the public, should note that the public business in this meeting will be livestreamed and video recorded and that recording will be available thereafter for public view for 180 days .

J. J. WILKINSON,
Clerk to the Council,

8 November 2022

BUSINESS		
1.	Apologies for Absence	
2.	Order of Business	
3.	Declarations of Interest	
4.	Minute (Pages 3 - 4) Minute of Meeting held on 26 August 2022 to be approved and signed by the Chairman. (Copy attached.)	2 mins
5.	Licences issued under Delegated Powers (Pages 5 - 12) (a) 7 October 2022 – 1 November 2022 (b) 18 August 2022 – 6 October 2022	5 mins
6.	Items Likely to be Taken in Private Before proceeding with the private business, the following motion should be approved:	

	“That under Section 50A(4) of the Local Government (Scotland) Act 1973 the public be exclude from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 14 of Part 1 of Schedule 7A to the aforementioned Act.”	
7.	Licensing of Taxi, Private Hire Vehicles and Drivers	
	(a) Hearing to consider application for Grant of Taxi Driver Licence (Pages 13 - 16) (Copy application and objection received from Police Scotland attached.) (Licenceholder cited to attend.)	20 mins
	(b) Hearing to consider request for revocation of Taxi Driver Licence (Pages 17 - 20) Consider report by the Licensing Standards Enforcement Officer. (Copy attached.) (licenceholder cited to attend.)	45 mins
8.	Minute (Pages 21 - 22) Private section of Minute of Meeting held on 26 August 2022 to be approved and signed by the Chairman. (Copy attached.)	2 mins
9.	Any Other Items Previously Circulated	
10.	Any Other Items which the Chairman Decides are Urgent	

NOTES

1. **Timings given above are only indicative and not intended to inhibit Members' discussions.**
2. **Members are reminded that, if they have a pecuniary or non-pecuniary interest in any item of business coming before the meeting, that interest should be declared prior to commencement of discussion on that item. Such declaration will be recorded in the Minute of the meeting.**

Membership of Committee: Councillors M.Douglas (Chairman), P. Brown, J Cox, D. Parker, J. Paton-Day, N Richards, F. Sinclair, E. Small, T Weatherston.

Please direct any enquiries to Fiona Henderson Tel: 01835 826502
E-Mail: fhenderson@scotborders.gov.uk

**SCOTTISH BORDERS COUNCIL
CIVIC GOVERNMENT LICENSING COMMITTEE**

MINUTE of Meeting of the CIVIC
GOVERNMENT LICENSING COMMITTEE
held in Council Chamber, Council
Headquarters, Newtown St. Boswells and via
Microsoft Teams on 26 August 2022 at 11.00
am

- Present:- Councillors M. Douglas (Convener), J. Cox, D. Parker, J. PatonDay, N. Richards, E. Small, F. Sinclair, T. Weatherston,
- Apologies:- Councillor P. Brown.
- In Attendance:- Managing Solicitor (R. Kirk), Licensing Standards and Enforcement Officer (M. Wynne), Democratic Services Officer (W. Mohieddeen).

1. **MINUTE**

There had been circulated copies of the Minute of the Meeting held on 22 April 2022.

DECISION

AGREED to approve the Minute for signature by the Chairman.

2. **LICENSES ISSUED UNDER DELEGATED POWERS**

For Members' information there had been circulated copies of lists of licences dealt with under delegated powers for the period 9 March 2022 – 12 April 2022.

DECISION

NOTED.

3. **LICENSING OF SHORT TERM LETS**

There had been circulated copies of a report by the Clerk, Scottish Borders Civic Government Licensing Committee that provided Members with information on the new powers which had been given to local authorities to regulate short term lets in the form of a licensing regime. The report detailed what powers were available to the Council in relation to mandatory and discretionary controls under the legislation. It also set out the time line for the implementation of these powers following a period of public consultation and final Council decision. The Managing Solicitor advised that licensing authorities were required to charge fees in respect of processing and determining applications. A fee structure was likely to take consideration of the capacity of premises, the number of rooms available, the number of guests that could be accommodated and whether the premises was a secondary let, home-letting or a home-sharing category of let. Mr Kirk advised the drafted fee structure was for categories of let with capacity of 5 guests or more and 4 guests or less. This may be subject to change to include further categories. It was advised that a consultation period of three weeks would begin subject to Council approval. The consultation would be based on views on the draft policy detailed on appendix one of the report. In response to questions from Members, Mr Kirk advised that license costs would be for a three year period and that rules would allow for lower fees for renewals.

DECISION

(a) NOTED

- (i) the commencement of the Civic Government (Scotland) Act 1982 (Licensing of Short Term Lets) Order 2022;**
- (ii) that as a result of the provisions of the legislation, local authorities must open a licensing scheme for short term lets by 1 October 2022; (c) agree to recommend to Council that a public consultation be carried out on the draft policy as detailed in Appendix 1.**

- (b) AGREED to recommend to Council that a public consultation be carried out on the draft policy as detailed in Appendix 1.**

**PRIVATE BUSINESS
DECISION**

AGREED under Section 50A(4) of the Local Government (Scotland) Act 1973 to exclude the public from the meeting during consideration of the business detailed in the Appendix to this Minute on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 14 of Part I of Schedule 7A to the Act.

SUMMARY OF PRIVATE BUSINESS

4. MINUTE

There had been circulated copies of the Private Section of the Minute of the Meeting held on 22 April 2022.

DECISION

AGREED to approve the Minute for signature by the Chairman.

The meeting ended at 11.10 am.

**CIVIC GOVERNMENT AND MISCELLANEOUS LICENCES
ISSUED UNDER DELEGATED POWERS**

7 October 2022 - 1 November 2022

NAME OF APPLICANT	TYPE OF LICENCE	DETAILS
Cameron Balfour	Marches and Parades	Marches and Parades - Mountain Bike Event Sunday 23 October 2022 9:00am
Jedburgh Three Peaks Ultramarathon	Marches and Parades	Marches and Parades - Annual running of the Jedburgh Three Peaks Ultramarathon and Relay
Peebles March Riders Association	Marches and Parades	Marches and Parades - October Ride Out - Peebles - Annual September Rideout supporting Cornet and mounted cavalcade Sunday 30 October 2022 - 11.00am
Cameron Balfour	Market Operator	Temporary - Traquair Farm, Innerleithen Friday 21 October - 6.00pm - 9.00pm, Saturday 22 October 8.00am - 9.00pm and Sunday 23 October 2022 - 8.00am - 6.00pm
Nigel Young	Market Operator	Temporary - Community Centre, Walkershaugh, Peebles Sunday 30 October 2022 10.00am - 4.00pm
Jedburgh Rotary Club	Public Charitable	Street Collection - Jedburgh Sunday 28 August 2022
Peebles And District Round Table	Public Charitable	Street Collection - Peebles Saturday 29 October 2022, Sunday 30 October 2022 and Sunday 6 November 2022
Malcolm Baxter	Taxi Driver Licence	Renewal - 3/TD72
Edward Conway	Taxi Driver Licence	Renewal - 4/TD11
George Easson	Taxi Driver Licence	Renewal - 2/TD20
Emma Bodilly	Taxi Driver Licence	Renewal - 4/TD45
John Allardyce-Lewis	Taxi Driver Licence	Renewal - 2/TD31
James McKenzie	Taxi Driver Licence	Renewal - 3/TD96
George Shepherd	Taxi Driver Licence	Renewal - 3/TD30
David Bennett	Taxi Driver Licence	Renewal - 3/TD41
Stewart Logan	Taxi Driver Licence	Renewal - 3/TD67
Nichol Wylie	Taxi Driver Licence	Renewal - 2/TD25

Paul McDowell	Taxi Driver Licence	Renewal - 2/TD3
Robert Malcolm	Taxi Driver Licence	Renewal - 4/TD44
E J Taxis	Substitute Vehicle	Grant - 2/PV8

**CIVIC GOVERNMENT AND MISCELLANEOUS LICENCES
ISSUED UNDER DELEGATED POWERS**

18 August 2022 - 6 October 2022

NAME OF APPLICANT	TYPE OF LICENCE	DETAILS
Edinburgh Road Club	Marches and Parades	Edinburgh Road Club Amateur Cycle Race - Tweeddale Area Saturday 20 August 2022 11.00am
Eyemouth And District Community Trust	Marches and Parades	Twilight 5K - Eyemouth Friday 26 August 2022 6.15pm - 8.45pm
Hawick Cycling Club	Marches and Parades	Hawick Cycling Club Sunday 21 August 2022 - 8.30am
Hillside Outside Limited	Marches and Parades	Tweedlove Festival - Peebles Friday 16 to Sunday 18 September 2022
Kelso Laddies Association	Marches and Parades	Kelso Civic Week 2022 - Ride to Stichill, Hume and Ednam Friday 19th August 2022 3.00pm
Langlee Carnival	Marches and Parades	Langlee Community Carnival Saturday 10 September 2022 10.30am
Peebles Cycling Club	Marches and Parades	Peebles Cycling event Sunday 28 August 2022 - 8.00am - 4.00pm
Peebles Highland Games Association	Marches and Parades	Peebles Highland Games Association, Past Chieftain's Led by Peebles Ex-Servicemen's Pipe Band Saturday 3 September 2022 - 10.45am - 11.00am
Peebles March Riders Association	Marches and Parades	September Ride Out - Peebles Annual September Readout supporting Cornet and mounted cavalcade Sunday 25 September 2022 - 10.00am
Peebles March Riders Association	Marches and Parades	Annual Spurs Ride Out - Peebles Saturday 27 August 2022 10:00am
Scottish Endurance Riding Club	Marches and Parades	Scottish Endurance Riding Club Saturday 10 and Sunday 11 September 2022
SEE ME	Marches and Parades	SEE ME Galashiels Saturday 1 October 2022 - 11.00am - 1.00pm
Hillside Outside Limited	Marches and Parades	Trail Run, Peebles Saturday 1 October 8.00am - 9.00pm

Selkirk Ex Standard Bearers Charity Ride	Marches and Parades	Charity Ride Sunday 18 September 2022 - 11.00am - 3.00pm
Sweetspot - Tour Of Britain	Marches and Parades	Tour of Britain Cycle Event - Hawick Saturday 11 September 2021 10.45am
Sweetspot - Tour Of Britain	Marches and Parades	Tour of Britain Cycle Event - Duns Saturday 11 September 2021 10.45am
Angela Walker	Market Operator	Temporary - Yetholm Border Shepherds Show Saturday 1 October 2022 7.30am - 7.00pm
Hillside Outside Limited	Market Operator	Temporary - Tweedlove Festival - Tweed Green, Peebles Friday 16 to Sunday 18 September 2022 8.00am - 9.00pm
Jedburgh Market	Market Operator	Temporary - Jedburgh Market Sunday 28 August 2022 - 11.00am - 2.00pm
Liddesdale Agricultural Society	Market Operator	Temporary - Liddesdale Agricultural Society Saturday 27 August 2022 - 8.00am - 8.00pm
National Trust For Scotland	Market Operator	Market Operator - Temporary - National Trust For Scotland - Harmony Orchard, Melrose Saturday 1 October 2022 - 10.30am - 3.00pm
Nigel Young	Market Operator	Temporary - Community Centre, Walkershaugh, Peebles Sunday 21 August 2022 10.00am - 4.00pm
Ian Rutherford	Private Hire Driver	Grant - 1/PD32
James Fraser	Private Hire Driver	Grant - 4/PD17
Steven Findlay	Private Hire Driver	Grant - 1/PD33
Lorna Ramsay	Private Hire Driver	Change of number plate
June Bell	Private Hire Driver	Renewal - 1/PD10
Nicholas Gillespie	Private Hire Driver	Renewal - 1/PD7
Stanley Atkinson	Private Hire Driver	Renewal - 1/PD11
Stewart Turnbull	Private Hire Driver	Renewal - 1/PD9
Thomas Russell	Private Hire Driver	Renewal - 2/PD34
Borders Pet Rescue	Public Charitable	Street Collections - Hawick Monday 19 December 2022 - Saturday 24 December 2022
Peebles Christmas Lights Association	Public Charitable	Street Collections - Peebles Sunday 27 November 2022
Rowan Boland Memorial Trust	Public Charitable	Street Collections - Galashiels Saturday 3 December 2022- Sunday 4 December 2022

The Rotary Club Of Peebles	Public Charitable	Street Collections - Peebles Saturday 1 October 2022
Eastgate Theatre	Public Entertainment	Grant - Eastgate Theatre - Live performances, talks, public meetings (some of which may include slides, films and projection). Sunday to Thursday 10.00am to 12.00midnight and Friday/Saturday 10.00am - 1.00am
Marchmont Farms Limited	Public Entertainment	Grant - Marchmont House, Greenlaw - Variety or Musical shows, pop concerts, dances, dining events, exhibitions, conferences Sunday to Saturday 8.00am - 12.00midnight
Carlops Village Hall	Public Entertainment	Renewal - Carlops Village Centre - Ad Hoc Showing of Films, Performances and Occasional Performances by Local Musicians and Theatre Companies Monday to Sunday 9.00am - 12.00midnight
Coldstream Community Trust	Public Entertainment	Renewal - Coldstream Community Centre - Concerts, Dances, Groups etc Monday to Friday 8.00am - 12.00midnight
Gavinton Village Hall	Public Entertainment	Renewal -Gavinton Village Hall - Dances, performance, plays, music, concerts, film shows and demonstrations Monday to Sunday 8.00am - 12.00midnight
Newlands Community Development Trust	Public Entertainment	Renewal - Newlands Centre, West Linton - Music Concerts, dance and mime performance, exhibitions, school shows, variety and music events, sporting activities and event Sunday - Wednesday 8.00am - 12.00midnight and Thursday - Saturday 8.00am - 1.00am
Reston Village Hall	Public Entertainment	Renewal - Reston Village Hall Sunday to Wednesday 8.00am - 12.00midnight and Thurs to Saturday 8.00am - 1.00am
Skirling Village Hall Committee	Public Entertainment	Renewal - Skirling Village Hall Village Gatherings, social events ie carol singing, playing of musical instruments, community groups, yoga, toddlers etc
St Abbs Community Trust	Public Entertainment	Renewal - Ebba Centre, St Abbs - Art Exhibitions, Photograph Exhibitions, Occasional, Music, Concerts, Dances, Quiz Nights, Charitable fundraiser events Monday - Sunday - 9.00am - 12.00midnight
Traquair Charitable Trust	Public Entertainment	Renewal - Traquair House, Traquair - Outdoor Family events in marquees, book festival, garden events and some live music Sunday to Saturday 10.30am - 5.00pm

Albert Reid	Public Entertainment	Temporary - Funfair - Peebles Highland Games Saturday 3 September 2022 10:00am - 6:00pm
Alison Weall	Public Entertainment	Temporary - Funfair - Langlee Carnival Saturday, 10 September 2022 11.00am - 3.00pm
John Irvin	Public Entertainment	Temporary - Funfair - Langlee Carnival Saturday, 10 September 12.00noon - 4.00pm
Kenneth Stuart	Public Entertainment	Temporary - Funfair - Victoria Park, Peebles Thursday 15 September 2022 6.00pm - 9.30pm, Friday 16 September 2022 6.00pm - 10.00pm, Saturday 17 September 2022 2.00pm - 10.00pm Saturday 9 April 2022 2.00pm - 9.30pm
Kenneth Stuart	Public Entertainment	Temporary - Funfair - Victoria Park, Selkirk Thursday 22 September 2022 6.00pm - 9.30pm; Friday 23 September 2022 6.00pm - 10.00pm; Saturday 24 September 2022 2.00pm - 10.00pm
Kenneth Stuart	Public Entertainment	Temporary - Funfair- Burnfoot - Burnfoot, Hawick Thursday 29 September - 6.00pm - 9.30pm; Friday 30 September - 6.00pm - 10.00pm; and Saturday 1 October 2022 - 2.00pm - 10.00pm
Kenneth Stuart	Public Entertainment	Temporary - Funfair - Public Park, Galashiels Thursday 8 September - 6.00pm - 9.30pm, Friday, 9 September - 6.00pm - 10.00pm, Saturday 10 September - 12.30pm - 10.00pm and Sunday 11 September 2022 - 12.30am - 10.00pm
Lammermoor Pastoral Society Committee	Public Entertainment	Temporary - Ellemford Show and Dance Saturday, 24 September 2022 - 9.00am - 5.00pm (Show) and 8.00pm - 12.00midnight (Dance)
Liddesdale Agricultural Society	Public Entertainment	Temporary - Liddesdale Agricultural Show (Holm Show) Saturday, 27 August 2022 - 7.30am - 12.00midnight
Martin Slater	Public Entertainment	Temporary - Funfair - Killiedraughts, Eyemouth Wednesday 31 August - 5.30pm - 8.00pm, Thursday 1 September - 5.30pm - 8.00pm, Friday 2 September - 5.30pm - 8.00pm, Saturday 3 September - 5.30pm - 8.00pm
Maureen McKay	Public Entertainment	Temporary - Funfair - Holm Show, Newcastleton Saturday, 27 August 2022 - 10.00am - 4.00pm
Michael Noon	Public Entertainment	Temporary - Funfair- Langlee Carnival Saturday, 10 September 2022 11.00am - 3.00pm Saturday, 6 August 2022 11:00am - 9:00pm

Peebles Highland Games Association	Public Entertainment	Temporary - Peebles Highland Games Saturday 3 September 2022 - 11.00am - 6.00pm
Reston JAC	Public Entertainment	Temporary - Bar, Disco and Bingo Saturday, 17 September 2022 7:00pm - 12:00midnight
John Lauder	Private Hire Vehicle	1/PV45 - White Citroen Dispatch HDI Combi JL55 BUS - 8 Passengers
Tweedline Taxis	Private Hire Vehicle	4/PV69 - Silver Ford Focus -DF16 0DH - 4 Passengers
Paul Robertson	Second Hand Dealers	Second Hand Dealer - Artizan Jewellery Boutique, 19 Market Square, Melrose Monday to Saturday - 9.00am - 5.00pm
Suzanne Wade	Skin Piercing	Skin Piercing - On Point Piercing Borders Monday to Saturday 9.00am - 6.00pm
Angela Archibald	Street Trader Licence	Grant - Mobile Catering Trailer - MR51 CES, Various Locations and Events throughout SBC Area sale of Ice Cream and Associated products Monday to Sunday 9.00am - 9.00pm
Susan Stewart	Street Trader Licence	Grant - Mobile Catering Trailer - SP64 YSY , Sale of Food and Drinks Layby on A702 West of Kippet Farm, Dolphinton Monday - Sunday - 6.00am - 4.00pm
William Stewart	Street Trader Licence	Grant - Mobile Catering Trailer - SP64 YSY, Sale of Food and Drinks Layby on A702 West of Kippet Farm, Dolphinton Monday - Sunday - 6.00am - 4.00pm
Alistair Wilson	Taxi Driver Licence	Grant - 4/TD69
Allan Drummond	Taxi Driver Licence	Grant - 1/TD31
Ciaran McLaren	Taxi Driver Licence	Grant - 2/TD113
Frances Renton	Taxi Driver Licence	Grant - 1/TD30
Gail Edgar	Taxi Driver Licence	Grant - 3/TD110
Ian Skene	Taxi Driver Licence	Grant - 2/TV72
John Jackson	Taxi Driver Licence	Grant- 3/TD23
Rana Watson	Taxi Driver Licence	Grant - 3/TD45
Alistair Rose	Taxi Driver Licence	Renewal - 1/TD4
Allan Ferguson	Taxi Driver Licence	Renewal - 2/TD55
Andrew Rae	Taxi Driver Licence	Renewal - 2/TD11
Bernhard Trace	Taxi Driver Licence	Renewal - 1/TD16
Brenda Robertson	Taxi Driver Licence	Renewal - 4/TD31
Brian Hunter	Taxi Driver Licence	Renewal - 2/TD287
Carol McLarty	Taxi Driver Licence	Renewal - 1/TD2

Colin McLaren	Taxi Driver Licence	Renewal - 2/TD96
Craig Wilson	Taxi Driver Licence	Renewal - 4/TD2
Danielle Stennett	Taxi Driver Licence	Renewal - 4/TD5
Derek Allison	Taxi Driver Licence	Renewal - 4/TD25
Diane Farquhar	Taxi Driver Licence	Renewal - 2/TD40
Diane Renton	Taxi Driver Licence	Renewal - 2/TD180
Doreen Brownlee	Taxi Driver Licence	Renewal - 2/TD250
Edward Moffat	Taxi Driver Licence	Renewal - 2/TD26
Hassan Elbarmi	Taxi Driver Licence	Renewal - 2/TD59
I Jacqueline Blakey	Taxi Driver Licence	Renewal - 3/TD22
Ian Henderson	Taxi Driver Licence	Renewal - 3/TD56
James Collins	Taxi Driver Licence	Renewal - 4/TD20
Michael Gillie	Taxi Driver Licence	Renewal - 2/TD209
Michael Hanlon	Taxi Driver Licence	Renewal - 2/TD248
Michael McAulay	Taxi Driver Licence	Renewal - 2/TD286
Ronald Paterson	Taxi Driver Licence	Renewal - 3/TD83
Sarah Birks	Taxi Driver Licence	Renewal - 4/TD6
Stacey Lightfoot	Taxi Driver Licence	Renewal - 2/TD50
Waseem Ahmed	Taxi Driver Licence	Renewal - 2/TD310
William Graham	Taxi Driver Licence	Renewal - 3/TD122
William Robertson	Taxi Driver Licence	Renewal - 4/TD40
Iain Waldie	Taxi Vehicle Licence	Grant - 2/TV81 - Brown Ford Galaxy Titanium - AF14 FPO - 6 Passengers
Keith Gibb	Taxi Vehicle Licence	Grant - 4/PV16 - Silver Vauxhall Vivaro - SA63 HGY - 8 Passengers
Proximo Ltd	Taxi Vehicle Licence	Grant - 2/TV97 - Grey Toyota Crolla - PK21 GDF - 4 Passengers
Scott O'Brien	Taxi Vehicle Licence	Grant - 3/TV83 - Dacia Logan - LN18 VSO - 4 Passengers
Tweedline Taxis	Taxi Vehicle Licence	Renewal - 4/PV69 - Ford Focus - DF16 ODH - 4 Passengers

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