

## **REGULATORY PANEL**

Minutes of a hybrid webcast meeting of  
22 June 2023 at 10.00 a.m.

- Present in  
County Hall: Councillors Kenneth Bell (Chair), Ian Cavana, Alec Clark and Martin Kilbride.
- Present Remotely: Councillors Mark Dixon, Mary Kilpatrick and Craig Mackay.
- Apologies: Councillors Brian Connolly and Duncan Townson.
- Attending: K. Briggs, Service Lead - Legal and Licensing; L. McChristie, Co-ordinator (Licensing); H. Talbot, Co-ordinator (Building Standards); C. Carroll, Co-ordinator (Housing Policy and Strategy) M. Headrick, Co-ordinator (Trading Standards and Environmental Health); G. Beattie, Fleet Inspector; J. McClure, Committee Services Lead Officer; and C. McCallum, Committee Services Assistant.
- Also Attending: D. Ross, Operations Manager, Ayr Racecourse; and R. Provan, Safety and Stadium Manager, Ayr United Football Club.

### **Chair's Remarks**

The Chair

- (1) welcomed everyone to the meeting; and
- (2) outlined the procedures for conducting this meeting and advised that this meeting would be broadcast live.

### **1. Sederunt and Declarations of Interest.**

The Service Lead – Legal and Licensing called the Sederunt for the meeting and having called the roll, confirmed that there were no declarations of interest by Members of the Panel in terms of Council Standing Order No. 17 and the Councillors' Code of Conduct.

### **2. Minutes of Previous Meeting**

The [minutes](#) of 25 May 2023 (issued) were submitted and approved.

### **3. Annual Inspection and Revised Safety Certificates for the Regulated Stands at Ayr Racecourse**

There was submitted a [report](#) (issued) of 12 June 2023 by the Depute Chief Executive and Director of Housing, Operations and Development advising of the outcome of the annual technical inspections at Ayr Racecourse; and seeking approval to extend the existing Safety Certificates for the two stands.

The Panel heard the Co-ordinator (Building Standards) advise that a site visit had been undertaken on 12 May 2023 and that all assessments, surveys, certification and reports were now in place; and that Police Scotland, Scottish Fire and Rescue, Scottish Ambulance Service, St. Andrew's Ambulance Corps and the Council's Building Standards Service and Environmental Health Service had no adverse comments.

Following a question from a Panel Member on plans for the Eglinton Stand, the Operations Manager, Ayr Racecourse advised that various options were being investigated to reinstate the Stand to full capacity.

Having heard Panel Members commend the officers of Ayr Racecourse for improvements made over the past few years, the Panel

**Decided:** to agree

- (a) that the current Safety Certificates should remain in force until 30 June 2023; and
- (b) that the revised Safety Certificates would come into force on 1 July 2023, for a period of one year.

#### **4. Annual Inspection and Revised Safety Certificate for Somerset Park, Ayr.**

There was submitted a [report](#) (issued) of 12 June 2023 by the Depute Chief Executive and Director of Housing, Operations and Development advising of the outcome of the annual technical inspections at Somerset Park, Ayr; and seeking approval to extend the existing Safety Certificates for the ground.

The Panel heard the Co-ordinator (Building Standards) advise that a site visit had been undertaken on 12 May 2023 and that all assessments, surveys, certification and reports were now in place; that Police Scotland, Scottish Fire and Rescue, Scottish Ambulance Service, St. Andrew's Ambulance Corps and the Council's Building Standards Service and Environmental Health Service had no adverse comments; and that any remedial works would be carried out to the satisfaction of the Council by 14 July 2023, prior to the beginning of the new football season.

A question was raised by a Panel Member regarding the north terrace and the Safety and Stadium Manager advised that an inspection would be carried out prior to each match with a Building Standards Officer to ensure the ground was safe.

Having heard Panel Members commend Ayr United FC on recent achievements, the Panel

**Decided:** to agree

- (i) that the current Safety Certificates should remain in force until 30 June 2023; and
- (ii) that the revised Safety Certificates would come into force on 1 July 2023, for a period of one year.

5. **Civic Government (Scotland) Act 1982 - Licences**

(a) **Public Entertainment**

**M & M Theatrical Productions Ltd for Premises at 26 Green Street, Ayr KA8 8AD**

The Panel heard from the Service Lead – Legal and Licensing in relation to this application.

**Decided:** to continue consideration of this application to a future meeting of this Panel to allow further information to be sought.

(b) **Street Trader**

**Robert Bergen for Mobile Sale of Hot and Cold Food and Drinks**

The Panel heard from the Service Lead – Legal and Licensing in relation to this application.

**Decided:** to continue consideration of this application to a future meeting of this Panel to allow further information to be sought.

(c) **Short Term Lets**

(i) **9 Seafield Drive, Ayr**

The Panel heard from the Service Lead – Legal and Licensing, from the Co-ordinator (Housing Policy and Strategy) and from the applicant's representative in relation to the above application.

**Decided:** to approve this application subject to standard conditions previously agreed.

(ii) **17 Seafield Road, Ayr**

The Panel heard from the Service Lead – Legal and Licensing, from the Co-ordinator (Housing Policy and Strategy) and from the applicant's representative in relation to the above application.

**Decided:** to approve this application subject to standard conditions previously agreed.

6. **Exclusion of press and public.**

The Panel resolved, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, that the press and public be excluded from the remaining items, on the grounds that they involved the likely disclosure of exempt information in terms of paragraph 6 of Part 1 of Schedule 7A of the Act.

## 7. Civic Government (Scotland) Act 1982 - Licences

### (a) Second Hand Dealers

#### (i) Fone Experts – Usman Ali for premises at 172 High Street, AYR, KA7 1PZ

The Panel heard from the Service Lead – Legal and Licensing, from the Co-ordinator (Trading Standards and Environmental Health) and from the applicant in relation to the above application.

In terms of Standing Order No. 19.9, there was no general agreement to the unopposed motion, therefore, the Council moved to a vote for or against the Motion.

**Decided:** by a majority, to approve this application for one year, subject to standard conditions previously agreed.

**Councillor Mackay left the meeting at this point.**

#### (ii) Hot Spot – Anjum Sohail for premises at 157 High Street, AYR, KA7 1QW

The Panel heard from the Service Lead – Legal and Licensing, from the Co-ordinator (Trading Standards and Environmental Health) and from the applicant in relation to the above application.

**Decided:** to approve the renewal of this application for one year subject to standard conditions previously agreed.

**Councillor Clark left the meeting at this point.**

#### (iii) Mobile Doctor – Anjum Sohail for premises at 163 High Street, AYR, KA7 1QT

The Panel heard from the Service Lead – Legal and Licensing, from the Co-ordinator (Trading Standards and Environmental Health) and from the applicant in relation to the above application.

**Decided:** to approve this application for one year subject to standard conditions previously agreed.

### (b) Private Hire Vehicle

The Panel heard from the Civic Licensing Standards Officer and the Fleet Manager in relation to the proposed suspension of the licence currently held by Zamen Ali Mirzai (Licence number 21/00327/PHVL, Plate 17, Registration GF66 YPU); and heard from the licence holder in response.

**Decided:** that Mr Mirzai's vehicle continue to be tested every four months for the duration of his licence.

The meeting ended at 1.00 p.m.