

## **2 STANDING ORDERS AND SCHEME OF ADMINISTRATION – DELEGATION OF POWERS TO OFFICERS (AN11-2020)**

To amend the Scheme of Delegation of Powers to Officers of the Council as follows –

1. To add the following under the powers delegated to the Head of Democratic and Legal Services in consultation with the Convener of the Licensing Committee in terms of Heading 11. (i) Licensing –
  - (n) To deal with all applications for the grant or renewal of licences under the Civic Government (Scotland) Act 1982 or the Housing (Scotland) Act 2006 (for the grant or validation of Licences for Houses in Multiple Occupation – “HMO”) where (aa) the grant of the application would be outwith the terms of any policy of the Licensing Committee in relation to the activity for which the licence is applied for; (bb) there is a relevant representation, objection or comments from Council officers; or (cc) in the case of a Licence for an HMO, there is no named managing agent for the premises or the owner/applicant or the named agent has not previously been approved as a managing agent by the Council as the licensing authority, provided that in all of the applications to which this applies the applicant for the licence will be given an opportunity to make written representations in respect of the application;
  - (o) To deal with any requests for suspension of licences (including cases where the licence has already been suspended by the Licensing Sub-Committee) under Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982 by holding a hearing which the licence holder will be invited to attend and also to deal with any requests for immediate suspension of licences under Paragraph 12 of the afore-mentioned Schedule to the 1982 Act where no hearing is to be held for that purpose;
  - (p) To deal with applications for, or requests for revocation of, entries on the Register of Certain Landlords under the Antisocial Behaviour, etc. (Scotland) Act 2004 where there are relevant objections or representations, provided that in all such cases the applicant or registered person be given the opportunity to submit their comments in writing before a final decision is taken;

It is reported that, in view of the timescales involved this agenda note was approved by the Chief Executive in consultation with the Convener of the Policy & Resources Committee, Labour Group Spokesperson, Conservative Group Spokesperson, Liberal Democrat Group Spokesperson, the Independent Member and the Lord Provost.

The Committee is asked to note the foregoing for information.