

2 LICENSING SUB-COMMITTEE – RECONSTITUTION (AN28-2023)

Reference is made to Article II of the minute of meeting of this Committee held on 15th June, 2017 wherein the Licensing Sub-Committee was established.

The Committee is asked to reconstitute the Licensing Sub-Committee. The Terms of Reference of the Sub-Committee are:-

- (i) to decide whether or not to suspend a licence with immediate effect on the grounds of there being a serious threat to public order or public safety and that in the event that a licence was so suspended it would only be until such time as the matter had been dealt with at a further hearing under Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982, which must be held within six weeks of the date of the initial suspension and to which all members of the Committee would be invited to attend;
- (ii) to decide whether or not a suspension hearing should be held by the Licensing Committee following consideration and receipt of information relative to the conduct of any licence holder; and
- (iii) to hold hearings under Paragraph 11 of Schedule 1 to the Civic Government (Scotland) Act 1982 not involving licences already subject to immediate suspension.

The Licensing Sub-Committee comprised three members of the Licensing Committee on the basis of 2 members of the Administration and 1 member of the Major Opposition Group (as far as practicable). (All representatives must be members of the Licensing Committee or trained substitutes).

Committee's instructions are requested.