

WEST DUNBARTONSHIRE COUNCIL

Report by Chief Officer – Regulatory & Regeneration

Licensing Committee – 5 June 2024

Subject: Application for grant of a Short Term Let Licence

1. Purpose

- 1.1** To consider an application for grant of a Short Term Let Licence submitted by Mr. Andrew Scott, 23 Benny Drive, Denny FK6 5FF.

2. Recommendations

- 2.1** It is recommended that the application be considered and determined by the Committee.

3. Background

- 3.1** Mr. Scott submitted an application for grant of a Short Term Let Licence to the Council on 29 September 2023 to operate on a secondary letting basis from the premises at Flat 1-1 57 Albert Road, Clydebank G81 3BQ.
- 3.2** No objection or representation has been submitted by the Police in connection with the application.
- 3.3** On 2 October 2023 an objection was received from Ms. Michelle Nelson, 55 Albert Road, Clydebank G81 3BQ. A copy of the objection is included at Appendix 1.
- 3.4** At the meeting on 21 February 2024, it was noted that the objector was unable to attend. It was agreed that consideration of the application be continued to a further meeting in order that the applicant and objector may be given a further opportunity to appear before the Committee.

4. Main Issues

- 4.1** For the purpose of the discharge of their functions under the Civic Government (Scotland) Act 1982, the Committee must ordinarily reach a final decision on each application within the period of 9 months from the date the application was submitted. For applications for a Short Term Let Licence submitted prior to 1 October 2023, the transitional arrangements allows 12 months from the date the application was submitted for a final decision to be made.
- 4.2** The application submitted by Mr. Scott was submitted on 29 September 2023 therefore a final decision on the application must be made no later than 28 September 2024.

- 4.3 When processing applications for a Short Term Let Licence, a copy of the application is sent externally to Police Scotland and the Scottish Fire and Rescue Service for comment. The application form is also sent internally to Planning, Building Control and Environmental Health for their comments.
- 4.4 A response was received from Police Scotland on 3 November 2023 marked 'no police objection' and a 'no comments' response was received from the Scottish Fire and Rescue Service on 26 October 2023.
- 4.5 On 6 November 2023 a response was received from Environmental Health advising that they had no adverse comment to make in relation to the application.
- 4.6 On 8 November 2023 a response was received from Building Standards advising that they had no adverse comment to make in relation to the application.
- 4.7 On 12 December 2023 a response was received from Planning advising that they had no adverse comment to make in relation to the application.
- 4.8 Ms. Nelson, along with the applicant, have been invited to address the Committee in relation to the objection.

5. **People Implications**

- 5.1 There are no personnel issues.

6. **Financial Implications**

- 6.1 There are no financial implications

7. **Risk Analysis**

- 7.1 There is no increased risk to the Council associated with the contents of this report.

8. **Equalities Impact Assessment (EIA)**

- 8.1 No impact assessment is required because this report does not involve any change to policies or services or financial decisions.

9. **Consultation**

- 9.1 Police Scotland, Scottish Fire and Rescue Service, Planning, Building Standards, Environmental Health and Councillors representing the Clydebank Central Ward were consulted in relation to the application. A site notice was displayed at the premises by the applicant for a period of 21 days allowing members of the public an opportunity to object.

10. Strategic Assessment

- 10.1** In terms of the Council's Strategic Priorities, the purpose of licensing is to ensure our Communities are Resilient and Thriving.

Chief Officer – Regulatory & Regeneration

Date 8 May 2024

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Appendices: 1.Objection – Michelle Nelson

Background Papers:

1. Application for grant of a Short Term Let Licence submitted by Mr. Andrew Scott, Flat 1-1 57 Albert Road, Clydebank G81 3BQ.
2. Letter to Mr. Scott dated 6 February 2024.
3. Letter to Ms. Nelson dated 6 February 2024.
4. Letter to Mr. Scott dated 10 May 2024.
5. Letter to Ms. Nelson dated 10 May 2024.

Wards Affected: Clydebank Central