

**FALKIRK COUNCIL**

**Subject:** CIVIC GOVERNMENT (SCOTLAND) ACT 1982; NEW RESOLUTION; LATE HOURS CATERING POLICY AND CONDITIONS; STREET TRADERS POLICY AND CONDITIONS  
**Meeting:** FALKIRK COUNCIL  
**Date:** 27<sup>th</sup> June, 2007  
**Author:** DIRECTOR OF DEVELOPMENT SERVICES

**1. PURPOSE OF REPORT**

- 1.2 The attached report was considered at the Policy and Resources Committee on 12 June 2007. The Committee agreed the recommendations and agreed to recommend them to Falkirk Council for approval.

**2. IMPLICATIONS FOR RESOLUTION**

- 2.1 As stated in paragraph 1.3 of the attached report, before a resolution can be made, the licensing authority require to publish a notice stating that they intend to make a resolution, and that representations about the resolution may be made in writing to the authority within 28 days of the first publication of the notice. The licensing authority shall consider any representations made and may make any alterations to the proposed resolution in light of these representations, if appropriate, but provided these alterations do not extend the scope of the resolution.
- 2.2 A notice shall be published in the Falkirk Herald on 5<sup>th</sup> July 2007, from which the 28 day representation period shall start if Council indicates today that it is minded to make the resolution.
- 2.3 It is proposed that the notice identify the date on which the resolution will come into operation as 1<sup>st</sup> August 2008. This date may require to be put back when Council is asked to formally make the resolution, should any slippage of time have occurred e.g. by reason of the process of obtaining and considering representations.

**3. RECOMMENDATIONS**

**That Council:-**

- 3.1 approves the recommendations as outlined in the attached report and as approved by the Policy and Resources Committee on 12<sup>th</sup> June 2007, and, in particular indicates that it is minded to make a resolution in terms of the draft approved by Policy and Resources Committee.
- 3.2 approves the publication of a notice in the Falkirk Herald on 5<sup>th</sup> July 2007, which notice shall inter alia identify the date of coming into operation of the resolution as 1<sup>st</sup> August, 2008, and acknowledges that it may have to amend that this date and

3.3 notes that a further report on this matter will be made to a future meeting.

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Director of Development Services

Date: 19 June, 2007

Contact Officer: Alison Cairns, Consumer Protection Manager (telephone 501005)

**LIST OF BACKGROUND PAPERS**

NIL