

Grounds for refusal of Civic Licence applications

Under paragraph 5(3) of Schedule 1 of the Civic Government (Scotland) 1982 Act the grounds upon which a licensing authority shall refuse an application for a licence include if, in the committee's opinion: -

(a) the applicant or, where the applicant is not a natural person, any director of it or partner in it or any other person responsible for its management is not a fit and proper person to be the holder of the licence;

(b) the activity to which the licence relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant or renewal of such a licence if he made the application himself;

(c) where the licence applied for relates to an activity consisting of or including the use of premises or a vehicle or vessel, those premises are not or, as the case may be, that vehicle or vessel is not suitable or convenient for the conduct of the activity having regard to –

(i) the location, character or condition of the premises or the character or condition of the vehicle or vessel;

(ii) the nature and extent of the proposed activity;

(iii) the kind of persons likely to be in the premises, vehicle or vessel;

(iv) the possibility of undue public nuisance;

(v) public order or public safety; or

(d) there is other good reason for refusing the application;

and otherwise shall grant the application.