



Glasgow City Council

Licensing and Regulatory Committee

Report by Director of Legal and Administration

Contact: H Welsh 77908

Item 1

19th March 2025

**CIVIC GOVERNMENT (SCOTLAND) ACT 1982 (AS AMENDED)  
RECONSIDERATION OF APPLICATION FOR THE GRANT OF A SHORT  
TERM LETS LICENCE**

**Purpose of Report:**

To advise Members of the circumstances leading to the refusal of the application for the grant of a short term lets licence by Mark Kelly, reference GL00567.

**Recommendations:**

Members are asked to reconsider the refusal of the application for the grant of a short term lets licence by Mark Kelly in light of new information having regard to

- (1) the terms of this report;
- (2) the terms of objections from (a) Vanessa Fletcher; and (b) Nic Mooney; and
- (3) any submissions made by the applicant or his agent.

Ward No(s): 8

Citywide:

☐

Local member(s) advised: Yes

☒

No

☐

consulted: Yes

☒

No

☐

(Where appropriate)

## 1 Background

- 1.1 Mr Mark Kelly made application for the grant of a short term lets licence for home letting in respect of premises at 19 St Francis Rigg on 26 February 2024.
- 1.2 Consultations were made and reports sought in respect of the application resulting in no adverse comment from Police Scotland and Scottish Fire and Rescue Service and objections from (a) Vanessa Fletcher; and (b) Nic Mooney, copies of which are attached for Members' information.
- 1.3 The matter was referred to a meeting of this committee on 11 December 2024 when the application was considered and refused in the absence of Mr Kelly and the objectors.
- 1.4 Mr Kelly contacted the licensing section following the refusal of the application prior to appealing the decision. Information provided from Mr Kelly confirmed that the application was for secondary letting of the premises and not home letting. This application is remitted back to this Committee for reconsideration of the application for the grant of a short term lets licence for secondary letting.

*(Please note that only reports from appropriate Council officials that have been received in respect of this application will be available for viewing on the Council's web site. All objections/representations and other correspondence will not be included on the web site and any person wishing a copy of such information should contact the Clerk at the address on the Agenda).*

## 2 Policy and Resource Implications

### Resource Implications:

<i>Financial:</i>	None
<i>Legal:</i>	This application is remitted back to this Committee for reconsideration.
<i>Personnel:</i>	None
<i>Procurement:</i>	None

<b>Council Strategic Plan:</b>	None
--------------------------------	------

### Equality and Socio-Economic Impacts:

<i>Does the proposal support the Council's Equality Outcomes 2021-25.</i>	N/A
---	-----

<i>What are the potential equality impacts as a result of this report?</i>	No significant impact
--	-----------------------

<i>Please highlight if the policy/proposal will help address socio economic disadvantage.</i>	N/A
---	-----

**Climate Impacts:**

<i>Does the proposal support any Climate Plan actions? Please specify:</i>	N/A
--	-----

<i>What are the potential climate impacts as a result of this proposal?</i>	N/A
---	-----

<i>Will the proposal contribute to Glasgow's net zero carbon target?</i>	N/A
--	-----

**Privacy and Data Protection impacts:**

<i>Are there any potential data protection impacts as a result of this report</i>	No. The report discloses personal data on the applicant and those who make objections. Subject to relevant assessment, the Licensing Authority considers, on balance, that disclosure of the data is justified against current UK data protection law and the legal basis for disclosing such data is Performance of a Task Carried Out in the Public Interest.
---	---

<i>If Yes, please confirm that a Data Protection Impact Assessment (DPIA) has been carried out</i>	N/A
--	-----

### **3 Recommendations**

3.1 Members are asked to reconsider the refusal of the application for the grant of a short term lets licence by Mark Kelly in light of new information having regard to:-

- (1) the terms of this report;
- (2) the terms of objections from (a) Vanessa Fletcher; and (b) Nic Mooney; and
- (3) any submissions made by the applicant or his agent.