

MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on MONDAY 11 AUGUST 2014 at 9.30 A.M.

COUNCILLORS: Jim Blackwood
Gordon Hughes
Baillie Joan Paterson
Provost Pat Reid
Ann Ritchie

OFFICERS: Bryan Douglas, Licensing Co-ordinator
Arlene Fraser, Committee Services Officer
Rose Mary Glackin, Chief Governance Officer
Brian Samson, Licensing Enforcement Officer (for agenda item 5 (minute CL45))

The Convener varied the order of business from that detailed in the agenda for the meeting. The following items have been recorded in the order that they were taken at the meeting.

CL46. APOLOGIES

Apologies were intimated on behalf of Baillie Buchanan and Councillor Turner.

CL47. DECLARATIONS OF INTEREST

No declarations were made.

CL48. MINUTES

Decision

The minutes of the meetings of the Civic Licensing Committee on 18 June 2014, and Special Civic Licensing Committee on 20 June 2014 were approved.

CL49. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSIONS RECEIVED IN MAY AND JUNE 2014

The Committee considered a report by the Chief Governance Officer detailing (a) applications granted under delegated powers between 1 May and 30 June 2014 in terms of the Civic Government (Scotland) Act 1982 and the Marriage (Approval of Places) (Scotland) Regulations 2002, and (b) notifications of public processions received during the same period.

Decision

The Committee noted the Report.

CL50. CIVIC LICENSING ENFORCEMENT – MAY AND JUNE 2014

The Committee considered a report by the Chief Governance Officer giving an overview of enforcement action taken with regard to Civic Licensing activities during May and June 2014.

Decision

The Committee noted the Report.

CL51. THE SAFETY AT SPORTS GROUNDS ACT 1975 - GENERAL SAFETY CERTIFICATE - FALKIRK FOOTBALL STADIUM

The Committee **NOTED** that a Report would be submitted to a future meeting of the Committee for consideration.

CL52. THE SAFETY AT SPORTS GROUNDS ACT 1975 - GENERAL SAFETY CERTIFICATE – OCHILVIEW PARK

The Committee **NOTED** that a Report would be submitted to a future meeting of the Committee for consideration.

CL53. EXCLUSION OF PUBLIC

RESOLVED in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the meeting the press and public for the following items of business on the ground that they would involve the likely disclosure of exempt information as defined in Paragraph 6 of Part 1 of Schedule 7A to the said Act.

CL54. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE

The applicant Mr C entered the meeting along with his agent Mr S.

The Committee considered a report by the Chief Governance Officer on an application for the grant of a new taxi driver licence (a) advising of the background to the application; (b) detailing the consultations undertaken and responses received, and (c) detailing the applicant's record.

Mr S, on behalf of the applicant, spoke in support of the application.

Questions were then asked by Members of the Committee.

Decision

The Committee agreed to instruct officers to arrange for the applicant to undertake a medical and should the applicant pass the medical, to grant the application for a new taxi driver licence, subject to the standard conditions. Should the applicant fail the medical examination, the application will be submitted again to the Civic Licensing Committee for further consideration.

CL55. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR OPERATOR LICENCE

The applicant Mr Y entered the meeting.

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a private hire car operator licence (a) advising of the background to the application; (b) detailing the consultations undertaken and responses received, and (c) attaching as an appendix, a written request by the applicant to vary the new licence condition 8 to allow him to use removable signs on his vehicle.

Mr Y spoke in support of the application.

Questions were then asked by Members of the Committee.

Decision

The Committee agreed to renew the licence subject to the standard conditions as approved but with a variation to condition 8 to allow the sign referred to, to be a magnetic sign of similar size and design supplied by the Licensing authority and paid for by the applicant. The applicant will be excused the duty to display the sign when the vehicle is not undertaking private hire car activities and kept within the vehicle at all other times.

CL56. APPLICATION FOR THE GRANT OF A NEW WINDOW CLEANER LICENCE

The applicant Mr G entered the meeting.

The Committee considered a report by the Chief Governance Officer on an application for the grant of a new window cleaner licence (a) advising of the background to the application; (b) detailing the consultations undertaken and responses received, and (c) detailing the applicant's record.

Mr G spoke in support of the application.

Questions were then asked by Members of the Committee.

Decision

The Committee agreed to grant the application for a new window cleaner licence for a period of 6 months subject to the standard conditions. Should the applicant renew the licence then the application will be remitted back to the Committee for consideration.

CL57. APPLICATION FOR THE RENEWAL OF A WINDOW CLEANER LICENCE

The applicant Mr S entered the meeting along with his accountant, Mr B.

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a window cleaner licence (a) advising of the background to the application; (b) detailing the consultations undertaken and responses received, and (c) detailing the applicant's record.

Mr S spoke in support of the application.

Questions were then asked by Members of the Committee.

Decision

The Committee agreed to renew the window cleaner licence for a period of one year subject to the standard conditions.

CL58. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a taxi driver licence (a) advising of the background to the application; (b) detailing the consultations undertaken and responses received, and (c) detailing the applicant's record.

The Licensing Co-ordinator advised that the applicant, Ms M would not be in attendance at the meeting, and confirmed that she wished her application to be withdrawn.

Decision

The Committee noted the application was withdrawn.

CL59. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR DRIVER LICENCE

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a private hire car driver licence (a) advising of the background to the application; (b) detailing the consultations undertaken and responses received, and (c) detailing the applicant's record.

The Licensing Co-ordinator confirmed that the applicant, Ms W had been cited to attend today's meeting

In her absence the Committee considered the information before it.

Decision

The Committee agreed to refuse to renew the private hire car driver licence in terms of the Civic Government (Scotland) Act 1982, Schedule 1 paragraph 5(3)(a)(ii) on the ground that the applicant is not a fit and proper person to be the holder of such a licence.

Councillor Ritchie left the meeting during consideration of the foregoing item of business and took no part in the decision.