

The background of the slide features the official coat of arms of the City of Vancouver. It is a shield divided into four quadrants. The top-left quadrant shows a city skyline with a prominent tower. The top-right quadrant depicts a stag's head with large antlers and a cross above it. The bottom-left quadrant shows a three-masted sailing ship on the water. The bottom-right quadrant features a grizzly bear standing on its hind legs. Above the shield is a crown with four maple leaves. A banner at the bottom of the shield contains the motto in Gaelic.

**Agenda Item**

**3**

**Minute**

**DRAFT**

**Minute of meeting of the Civic Licensing Committee held in the  
Municipal Buildings, Falkirk on Wednesday 10 January 2018 at 9.30 a.m.**

**Councillors:** David Aitchison  
David Balfour  
Lorna Binnie  
Robert Bissett  
Gordon Hughes (Convener)  
James Kerr  
Depute Provost Ann Ritchie

**Officers:** Bryan Douglas, Licensing Co-ordinator  
Arlene Fraser, Committee Services Officer  
Frances Kobiela, Senior Solicitor

**CL69. Apologies**

Apologies were intimated on behalf Councillors Blackwood, Buchanan and Flynn.

**CL70. Declarations of Interest**

Depute Provost Ritchie declared a non financial interest in Item CL78 by virtue of having prior knowledge of the applicant and recused herself from consideration of the item, having regard to the objective test in the Code of Conduct.

**CL71. Minute**

**Decision**

**The minute of the meeting of the Civic Licensing Committee held on 29 November 2017 was approved.**

**CL72. List of Applications Granted Under Delegated Powers in November 2017**

The committee considered a report by the Chief Governance Officer detailing the applications granted under delegated powers between 1 and 30 November 2017 in terms of the Civic Government (Scotland) Act 1982.

**Decision**

**The committee noted the report.**

### **CL73. 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 grounds 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.

### **CL74. Application for the Renewal of a Taxi Driver Licence**

The applicant, Mr W, and his employer Mr B, entered the meeting.

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

The applicant, Mr W spoke in support of the application.

Questions were then asked by members of the committee.

The committee agreed to a short adjournment at 9.50 a.m. and reconvened at 10.00 a.m. with all members present as per the sederunt.

Councillor Binnie, seconded by Councillor Ritchie moved that the taxi driver licence renewal be granted with a warning letter, subject to the standard conditions for a period of one year.

As an amendment, Councillor Bissett, seconded by Councillor Aitchison, moved that the taxi driver licence renewal be granted, subject to the standard conditions for a period of one year.

On a division, 3 members voted for the amendment and 4 voted for the motion.

#### **Decision**

**The committee agreed the motion.**

### **CL75. Application for the Grant of a New Private Hire Car Driver Licence**

The applicant, Mr I, entered the meeting.

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

The applicant, Mr I spoke in support of the application.

Questions were then asked by members of the committee.

The Licensing Co-ordinator circulated additional information clarifying the applicant's record.

The committee agreed to a short adjournment at 10.25 a.m. and reconvened at 10.35 a.m. with all members present as per the sederunt.

### **Decision**

**The committee agreed to instruct officers to arrange for the applicant to undertake a medical; and should he fail the medical to remit the matter back to committee for consideration; should the applicant pass the medical, to authorise the Chief Governance Officer to grant the private hire car driver licence, subject to the standard conditions for a period of one year.**

## **CL76. Application for the Grant of a New Taxi Operator Licence**

The applicant, Mr W, and his agent Mr S, entered the meeting.

The committee considered a report by the Chief Governance Officer on an application received for the grant of a new taxi operator licence providing information, the consultations carried out and responses received.

The applicant's agent, Mr S spoke in support of the application.

Questions were then asked by members of the committee.

The committee agreed to a short adjournment at 10.50 a.m. and reconvened at 11.00 a.m. with all members present as per the sederunt.

### **Decision**

**The committee agreed to grant a new taxi operator licence, subject to the appropriate insurance documentation; V5 certificate and taxi inspection test certificate being submitted to the satisfaction of officers.**

The applicant gave an undertaking that he would replace the vehicle with another vehicle which would adhere to Falkirk Council policy criteria, when the current vehicle reaches the end of its natural life.

#### **CL77. Application for the Renewal of a Second Hand Dealer Licence**

The applicant, Mr Y, and his wife, Mrs Y, entered the meeting. Mr H, Mr S and Ms W, objectors were also in attendance.

The committee considered a report by the Chief Governance Officer providing details of an application for the renewal of a second hand dealer licence.

The application had been continued from the Civic Licensing Committee on 23 August 2017 (Paragraph CL33 refers), to allow an inspection of the premises to be undertaken by members. Members of the Civic Licensing Committee had undertaken a visit on 29 November 2017.

The committee agreed to a short adjournment at 11.05 a.m. and reconvened at 11.30 a.m. with all members present as per the sederunt.

#### **Decision**

**The committee agreed to renew the second hand dealer licence, subject to the standard conditions for a period of three years.**

In accordance with her earlier declaration, Depute Provost Ritchie left the meeting prior to consideration of the following item.

#### **CL78. Suspension Hearing in Relation to a Private Hire Car Driver**

The licenceholder Mr C, together with Sergeant Mackenzie and PC Hutchison, Police Scotland, entered the meeting.

The committee considered a report by the Chief Governance Officer advising of a letter of representation submitted by Police Scotland in respect of the licenceholder.

Sergeant Mackenzie, the Chief Constable's representative was heard in relation to the matter referred to in the letter of representation.

There were no questions to Sergeant Mackenzie from Mr C or members.

Mr C was then heard in relation to the letter of representation.

There being no questions from Sergeant Mackenzie, members asked questions of Mr C.

Both parties were invited to sum up.

The committee agreed to an adjournment at 12.10 p.m. and reconvened at 12.20 pm. with all members present as per the sederunt, with the exception of Depute Provost Ritchie.

### **Decision**

**The committee agreed to take no further action.**