

FALKIRK COUNCIL

MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on THURSDAY 15 NOVEMBER 2012 at 9.30 A.M.

PRESENT: Provost Reid; Councillors Blackwood, McLuckie, Nicol and Turner.

CONVENER: Councillor Nicol.

ATTENDING: Chief Governance Officer; Licensing Co-ordinator; Solicitor (P Gilmour); and Committee Officer (A Sobieraj).

CL69. APOLOGIES

Apologies were intimated on behalf of Councillors Buchanan and Hughes.

CL70. DECLARATIONS OF INTEREST

No declarations were made.

CL71. MINUTE

There was submitted and **APPROVED** Minute of Meeting of the Civic Licensing Committee held on 11 October 2012.

CL72. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSIONS RECEIVED IN SEPTEMBER 2012

There was submitted Report (circulated) dated 8 November 2012 by the Chief Governance Officer detailing (a) applications granted under delegated powers between 1 September to 30 September 2012 in terms of the Civic Government (Scotland) Act 1982 and the Marriage (Approval of Places) (Scotland) Regulations 2002; and (b) notifications for public processions received during the same period.

NOTED

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 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.

CL74. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE

The applicant, Mr G, entered the meeting, accompanied shortly thereafter by his agent, Mr S.

There was submitted Report (circulated) dated 8 November 2012 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 the responses received, and (c) detailing the applicant's record. It was confirmed that the applicant had held a full driving licence for a continuous period of 12 months prior to the date of his application.

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

Questions were then asked by Members of the Committee.

AGREED to **GRANT** the licence for a period of one year subject to the standard conditions.

CL75. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE

The applicant, Mr M, entered the meeting.

There was submitted Report (circulated) dated 8 November 2012 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 the responses received, and (c) detailing the applicant's record.

Mr M spoke in support of the application.

Questions were then asked by Members of the Committee.

AGREED to **RENEW** the licence for a period of one year subject to the standard conditions and with a warning letter detailing the standards expected of taxi drivers.

CL76. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE

The applicant, Mr M, entered the meeting.

There was submitted Report (circulated) dated 8 November 2012 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 the responses received, and (c) detailing the applicant's record.

Mr M spoke in support of the application.

Questions were then asked by Members of the Committee.

AGREED to **RENEW** the licence for a period of one year subject to the standard conditions and with a warning letter detailing the standards expected of taxi drivers.

CL77. APPLICATION FOR THE GRANT OF A TEMPORARY STREET TRADER LICENCE

The applicant, Mr O'C, together with his employer, Mr R, entered the meeting.

There was submitted Report (circulated) dated 8 November 2012 by the Chief Governance Officer on an application for the grant of a temporary street trader licence (a) advising of the background to the application; (b) detailing the consultations undertaken and the responses received, and (c) detailing the applicant's record.

Mr R, the employer of Mr O'C, spoke in support of the application.

Questions were then asked by Members of the Committee.

AGREED:-

- (1) to **GRANT** the temporary licence for a period of six weeks subject to the standard conditions; and
- (2) that in the event of a full application being submitted, and in respect of which the applicant would normally be required to appear again before the Committee, authority to determine the application without appearance before the Committee is delegated to officers provided that no supervening circumstances occur which would require the application to come before Committee.

CL78. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE

The applicant, Mr A, together with his representative, Mr T, Chief Inspector G Taylor and PC S Leishman, Central Scotland Police, entered the meeting.

There was submitted Report (circulated) dated 8 November 2012 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 the responses received, and (c) detailing the applicant's record.

The applicant's representative, Mr T, advised that he had no preliminary points to make on the competency of an objection submitted by Central Scotland Police, following which the letter of objection was circulated.

Chief Inspector G Taylor then spoke in amplification of the objection.

The applicant's representative, Mr T, stated that his client was to stand trial in January 2013 in relation to the matters detailed in the letter of objection and that the decision taken at the Committee on 18 June 2012 to suspend the licence with immediate effect still stood. He therefore requested that consideration of the application be continued to a future meeting pending the outcome of the court proceedings.

AGREED following clarification from the Chief Governance Officer to **CONTINUE** consideration of the application to a future meeting pending the outcome of the court proceedings.