

FALKIRK COUNCIL

MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on THURSDAY 15 NOVEMBER 2007 at 9.30 AM.

PRESENT: Provost Reid; Councillors Blackwood, Hughes, Kenna, McLuckie, McNally, Thomson and Waddell.

CONVENER: Provost Reid

APOLOGIES: Councillors Nicol and Nimmo.

ATTENDING: Acting Director of Law and Administration Services; Consumer Protection Manager; Senior Licensing Assistant (I Renton) and Committee Services Officer (B Douglas).

ALSO

ATTENDING: Chief Inspector McGregor and PC Simpson, Central Scotland Police.

CL21. MINUTE

There was submitted (circulated) and **APPROVED** Minute of Meeting of the Civic Licensing Committee held on 11 October 2007.

CL22. 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.

CL23. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE

There was submitted Report (circulated) dated 9 November 2007 by the Director of Development Services on an application for a new taxi driver licence advising on the background to the application.

The applicant was not in attendance.

In view of the applicant's absence, **AGREED** to give the applicant a final opportunity to pass the knowledge test and that if he fails, to authorise officers to refuse the application without further reference to the committee.

Councillor Kenna entered the meeting following consideration of the foregoing item of business.

CL24. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE

The applicant, Mr McI, Chief Inspector McGregor and PC Simpson entered the meeting at this point.

There was submitted Report (circulated) dated 9 November 2007 by the Director of Development Services on an application for a new taxi driver Licence advising (a) on the background to the application; (b) that the applicant had previous spent and unspent convictions recorded against him and (c) of a letter of objection received from Central Scotland Police following consultation thereon.

There being no preliminary matters raised on the letter of objection, copies were tabled.

The Chief Constable's representative was heard in support of the Police objection.

The applicant was heard in support of his application.

Questions were then asked of the applicant by Members.

AGREED that a short adjournment taken place to enable the Committee to consider the submissions and to hear advice from the Acting Director of Law and Administration Services.

AGREED that the application for a new taxi driver licence be **REFUSED** on the basis that, in terms of paragraph 5(3) (a) (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982, the applicant is not a fit and proper person to be the holder of a licence.

The applicant, Chief Inspector McGregor and PC Simpson left the meeting at this point.

CL25. APPLICATION FOR THE GRANT OF AN ADDITIONAL NEW TAXI OPERATOR LICENCE

The applicant, Mr F, entered the meeting at this point.

There was submitted Report (circulated) dated 9 November 2007 by the Director of Development Services on an application for an additional new taxi operator licence advising (a) on the background of the application, and (b) that the applicant had a previous spent and unspent conviction recorded against him.

The applicant tabled copies of a letter dated 12 November 2007 in support of his application enclosing as an appendix a copy of his certificate of motor insurance.

AGREED that the application for an additional new taxi operator licence be **GRANTED**.

CL26. APPLICATION FOR VARIATION OF TAXI OPERATOR LICENCE

Mr F, a partner of McLachlan Taxis, the applicant, entered the meeting at this point.

There was submitted Report (circulated) dated 9 November 2007 by the Director of Development Services on an application for the variation of a taxi operator licence advising on the background to the application.

The applicant's representative was heard in support of the application.

AGREED that a short adjournment take place to enable the Committee to consider the submission and to hear advice from the Acting Director of Law and Administration Services.

The applicant's representative left and was recalled to the meeting.

AGREED to continue consideration of the matter to the next meeting of the Committee.

The applicant's representative left the meeting at this point.

CL27. APPLICATION FOR RENEWAL OF A NEW HOUSE IN MULTIPLE OCCUPATION LICENCE

The applicant, Ms R, entered the meeting at this point.

There was submitted Report (circulated) dated 9 November 2007 by the Director of Development Services on an application for the renewal of a House in Multiple Occupation Licence advising on the background to the application.

AGREED that the application for the renewal of a House in Multiple Occupation Licence be **GRANTED**.

The applicant left the meeting at this point.