

**FALKIRK COUNCIL**

**MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 4 SEPTEMBER 2013 at 9.30 A.M.**

**COUNCILLORS:**

Jim Blackwood  
Gordon Hughes  
Baillie Joan Paterson (Depute Convener)  
Depute Provost John Patrick  
Provost Pat Reid (Convener)  
Anne Ritchie  
Sandy Turner

**OFFICERS:**

Bryan Douglas, Licensing Co-ordinator  
Frances Kobiela, Senior Solicitor  
Brian Samson, Licensing Enforcement Officer (for agenda item 5 (minute CL59))  
Antonia Sobieraj, Committee Officer

**CL55. APOLOGIES**

No apologies were intimated.

**CL56. DECLARATIONS OF INTEREST**

Councillor Ritchie declared a non financial interest in Item 9 (minute CL63) by virtue of her partner being employed as a window cleaner within the Falkirk Council area in consequence of which she recused herself from consideration of the item, having regard to the objective test in the Code of Conduct.

**CL57. MINUTE**

**Decision**

**The minute of the meeting of the Civic Licensing Committee on 7 August 2013 was approved.**

**CL58. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSIONS RECEIVED IN JULY 2013**

The Committee considered a report by the Chief Governance Officer detailing (a) applications granted under delegated powers between 1 July and 31 July 2013 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.**

Councillor Hughes entered the meeting during consideration of the following item of business.

**CL59. CIVIC LICENSING ENFORCEMENT - JULY 2013**

The Committee considered a report by the Chief Governance Officer giving an overview of enforcement action taken with regard to Civic Licensing activities during July 2013.

**Decision**

**The Committee noted the Report.**

**CL60. 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.

**CL61. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE**

The applicant, Mr E, entered the meeting.

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, and (b) detailing the consultations undertaken and the responses received.

Mr E spoke in support of the application.

Questions were then asked by Members of the Committee.

## **Decision**

**The Committee agreed:-**

- (1) that the applicant be given a final opportunity to take and pass the knowledge test;**
- (2) that should the applicant fail the knowledge test, to authorise the Chief Governance Officer to refuse the licence without further reference to Committee;**
- (3) that should the applicant pass the knowledge test, officers would arrange for the applicant to sit the Council's medical test;**
- (4) that should the applicant pass both tests, to authorise the Chief Governance Officer to grant the taxi driver licence; and**
- (5) that should the applicant pass the knowledge test but fail the medical test, the application be considered at a future meeting of the Committee.**

### **CL62. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE**

The applicant, Ms K, entered the meeting.

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 the responses received, and (c) detailing the applicant's record.

Ms K spoke in support of the application.

Questions were then asked by Members of the Committee.

## **Decision**

**The Committee agreed to grant the taxi driver licence for a period of one year subject to the standard conditions.**

In accordance with her declaration of interest, Councillor Ritchie left the meeting prior to consideration of the following item of business.

### **CL63. APPLICATION FOR THE RENEWAL OF A WINDOW CLEANER LICENCE**

The applicant, Mr S, entered the meeting.

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 the 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 three years subject to the standard conditions.**