

DRAFT

**MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 18 JUNE 2014 at 9.30 A.M.**

**COUNCILLORS:**

Jim Blackwood  
Baillie William Buchanan  
Baillie Joan Paterson  
Depute Provost John Patrick  
Sandy Turner

**OFFICERS:**

Shona Barton, Committee Services Officer  
Bryan Douglas, Licensing Co-ordinator  
Rose Mary Glackin, Chief Governance Officer  
Frances Kobiela, Senior Solicitor  
Isabel Renton, Senior Licensing Assistant (for agenda item 15 (minute CL40))  
Brian Samson, Licensing Enforcement Officer (for agenda item 5 (minute CL29))

**CL25. APOLOGIES**

An apology was intimated on behalf of Provost Pat Reid .

**CL26. DECLARATIONS OF INTEREST**

No declarations were made.

**CL27. MINUTE**

**Decision**

**The minute of the meeting of the Civic Licensing Committee on 29 May 2014 was approved.**

**CL28. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSIONS RECEIVED IN APRIL 2014**

The Committee considered a report by the Chief Governance Officer detailing (a) applications granted under delegated powers between 1 and 30 April 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.**

Depute Provost Patrick entered the meeting during discussion of the foregoing item of business.

### **CL29. CIVIC LICENSING ENFORCEMENT – APRIL 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 April 2014.

## **Decision**

**The Committee noted the Report.**

### **CL30. 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.

### **CL31. VARIATION IN ORDER OF BUSINESS**

Baillie Paterson advised of a variation to the order of business from that detailed on the agenda for the meeting. The following items have been recorded in the order that they were taken.

### **CL32. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE**

The applicant Mr M entered the meeting together with his representative, Mr S and his assistant Ms M.

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.

**AGREED** that a short adjournment take place to enable Committee to consider the submissions.

Mr M, Mr S and Ms M left and were then recalled to the meeting.

### **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 for a period of 6 months, having regard to the applicant's record, subject to the standard conditions. The Committee also agreed that, should the applicant apply to renew his licence, the application would be determined by Committee rather than under delegated powers.**

## **CL33. APPLICATION FOR THE RENEWAL OF A TAXI OPERATOR LICENCE**

The applicant Mr G entered the meeting along with his agent Mr S and his assistant Ms M.

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a taxi operator 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.

**AGREED** that a short adjournment take place to enable Committee to consider the submissions.

Mr G, Mr S and Ms M left and were then recalled to the meeting.

### **Decision**

**The Committee agreed to renew the taxi operator licence for a period of one year subject to the standard conditions and with a warning letter detailing the standards expected of taxi operators.**

## **CL34. 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 Mr M would not be in attendance at the meeting, and had submitted a letter which presented his reasons for the delay in attending for a medical examination.

### **Decision**

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

### **CL35. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE**

The applicant Mr C entered the meeting.

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.

Mr C spoke in support of the application.

Questions were then asked by Members of the Committee.

### **Decision**

**The Committee agreed to renew the taxi driver licence for a period of one year subject to the standard conditions and with a warning letter detailing the standards expected of taxi drivers.**

### **CL36. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE**

The applicant Mr G entered the meeting.

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.

Mr G spoke in support of the application.

Questions were then asked by Members of the Committee.

### **Decision**

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

### **CL37. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE**

The applicant Mr R entered the meeting.

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.

Mr R spoke in support of the application.

Questions were then asked by Members of the Committee.

#### **Decision**

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

### **CL38. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE**

The applicant Mr R entered the meeting.

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.

Mr R spoke in support of the application.

Questions were then asked by Members of the Committee.

#### **Decision**

**The Committee agreed to renew the taxi driver licence for a period of one year subject to the standard conditions and with a warning letter detailing the standards expected of taxi drivers.**

### **CL39. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR LICENCE**

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a private hire car 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 a letter had been received from the applicant Ms W advising that she would not be in attendance.

#### **Decision**

**The Committee agreed to continue consideration of the application to a future meeting of the Committee to give the applicant an opportunity to attend.**

**CL40. APPLICATION FOR THE GRANT OF A NEW HOUSE IN MULTIPLE OCCUPATION LICENCE**

Mrs D, Director of the applicant company entered the meeting accompanied by her representative Mr K and Mr M the day to day manager of the premises.

The Committee considered a report by the Chief Governance Officer on an application for the grant of a new house in multiple occupation licence (a) advising of the background to the application; (b) providing confirmation of the premises to be licensed under the terms of the licence, and (c) detailing the consultations undertaken and the responses received.

Mr K on behalf of the applicant spoke in support of the application. The Committee also heard from Mr M in support of the application.

Questions were then asked by Members of the Committee.

The Chief Governance Officer provided clarification to the Committee in terms of who had currently applied for the licence.

**AGREED** that a short adjournment take place to enable Committee to consider the submissions.

Mrs D, Mr K and Mr M left and were then recalled to the meeting.

**Decision**

**The Committee agreed to grant the licence as detailed in the application for a period of three years subject to the standard conditions.**