

Minute of meeting of the Civic Licensing Committee held in the Municipal Buildings, Falkirk on Wednesday 16 May 2018 at 9.30 a.m.

**Councillors:** David Aitchison

David Balfour Lorna Binnie Robert Bissett Jim Blackwood

Gordon Hughes (Convener)

Jim Flynn James Kerr

Depute Provost Ann Ritchie

Officers: Bryan Douglas, Licensing Co-ordinator

Arlene Fraser, Committee Services Officer

Frances Kobiela, Senior Solicitor

# CL12. Apologies

Apologies were intimated on behalf of Provost William Buchanan.

#### **CL13.** Declarations of Interest

None.

#### CL14. Minute

## **Decision**

The minute of the meeting of the Civic Licensing Committee held on 11 April 2018 was approved.

# CL15. List of Applications Granted Under Delegated Powers in April 2018, Notifications of Public Processions Pending, Breakdown of Taxi and Private Hire Licences in Operation

The committee considered a report by the Chief Governance Officer detailing the applications granted under delegated powers between 1 and 30 April 2018 in terms of the Civic Government (Scotland) Act 1982.

## Decision

The committee noted the report.

### CL16. Knowledge Test Failure

The committee considered a report by the Chief Governance Officer providing details of an application for a new taxi driver licence, the knowledge test opportunities, and the options available to members.

The applicant was not in attendance.

#### Decision

The committee refused to grant the Taxi Driver licence in terms of the Civic Government (Scotland) Act 1982, Section 13(5) on the ground that the applicant, having failed to pass the knowledge test, has failed to satisfy the Authority that he had adequate knowledge of the area to which the licence relates, the layout of roads in the area, and of the Council's licence conditions.

#### CL17. 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.

#### CL18. Application for the Grant of a New Taxi Driver Licence

The applicant, 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 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.

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 9.50 a.m. and reconvened at 9.55 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 taxi driver licence for a period of one year, subject to the standard conditions.

# CL19. Application for the Grant of a New Taxi Operator Licence

Mr S, the director of the applicant company, his son Mr S, and Mr S's legal representative, Mr D, 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 advising on the background to the application, the consultations undertaken and responses received.

Mr D spoke in support of his client's application.

Questions were then asked by members of the committee.

The committee agreed to a short adjournment at 10.05 a.m. and reconvened at 10.10 a.m. with all members present as per the sederunt.

#### Decision

The committee agreed to grant a new taxi operator licence, subject to the proposed vehicle being within the age and specification policy and the appropriate insurance documentation; V5 certificate and taxi inspection test certificate being submitted to the satisfaction of officers, and subject to the standard conditions for a period of one year.

## CL20. Application for the Renewal of a Late Hours Catering Licence

Mr D, the director of the applicant company, entered the meeting.

The committee considered a report by the Chief Governance Officer providing information on an application for the renewal of a late hours catering licence.

Mr D spoke in support of the application.

The committee agreed to a short adjournment at 10.20 a.m. and reconvened at 10.25 a.m. with all members present as per the sederunt.

#### Decision

The committee agreed to renew the Late Hours Catering licence, subject to the standard conditions for a period of three years.

# CL21. Application for the Grant of a New Late Hours Catering Licence

Mr S, the director of the applicant company, entered the meeting.

The committee considered a report by the Chief Governance Officer providing information on an application for the grant of a new late hours catering licence.

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 10.30 a.m. and reconvened at 10.35 a.m. with all members present as per the sederunt.

#### **Decision**

The committee agreed to grant the Late Hours Catering licence, subject to the standard conditions for a period of one year.