

The background of the slide features a large, light blue watermark of the City of Vancouver's coat of arms. The crest is a shield divided into four quadrants. The top-left quadrant shows a city skyline with a diagonal beam of light. The top-right quadrant depicts a stag's head with antlers and a cross. The bottom-left quadrant shows a three-masted sailing ship on wavy water. The bottom-right quadrant features a grizzly bear standing on its hind legs. Above the shield is a crown with four maple leaves. A banner at the bottom contains the motto "A NE FOR A".

Agenda Item 3

Minute

Minute of meeting of the Civic Licensing Committee held in the Municipal Buildings, Falkirk on Wednesday 31 October 2018 at 9.30 a.m.

Councillors: David Balfour
Lorna Binnie
Robert Bissett
Provost William Buchanan
Gordon Hughes (Convener)
Jim Flynn
Depute Provost Ann Ritchie

Officers: Bryan Douglas, Licensing Co-ordinator
Arlene Fraser, Committee Services Officer
Frances Kobiela, Senior Solicitor

Also Attending: Angela Kerr, Senior Private Sector Officer (Observing)
Wendy Laird, Private Sector Officer (Observing)

CL53. Apologies

Apologies were intimated on behalf of Councillors Aitchison and Blackwood.

CL54. Declarations of Interest

None.

Depute Provost Ritchie joined the meeting prior to consideration of the following item.

CL55. Minute

Decision

The minute of the meeting of the Civic Licensing Committee held on 26 September 2018 was approved.

CL56. List of Applications Granted Under Delegated Powers in August 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 during September 2018 in terms of the Civic Government (Scotland) Act 1982.

Decision

The committee noted the report.

CL57. Knowledge Test Failures

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

Decision

The committee:-

- (1) refused to grant the taxi driver licence for Mr McFarlane in terms of the Civic Government (Scotland) Act 1982, Section 13(5) on the grounds that the applicant, having failed to pass the knowledge test, had 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, and**
- (2) agreed to give Mr Armstrong a final opportunity to take and pass the knowledge test, and should the applicant fail the knowledge test, to authorise the Chief Governance Officer to refuse the application without further reference to committee in terms of the Civic Government (Scotland) Act 1982, Section 13(5) on the grounds that the applicant, having failed to pass the knowledge test, had 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.**

CL58. 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.

CL59. Application for the Renewal of a Private Hire Car Driver Licence

Mr Dickson, the applicant's representative, together with Sergeant Mackenzie and PC Hutchison, Police Scotland, entered the meeting. The applicant was not in attendance.

The committee considered a report by the Chief Governance Officer on an application received for the renewal of a private hire car driver licence, (a) advising on the background to the application; (b) summarising the consultations undertaken and responses received; (c) detailing the applicant's record, and (d) referring to a letter of representation submitted by the Chief Constable, Police Scotland in respect of the application.

Mr Dickson confirmed that he had no preliminary matters, nor any objection to the letter of representation from the Chief Constable being circulated. The letter was circulated to members.

Sergeant Mackenzie, the Chief Constable's representative was heard in relation to the letter of representation.

There were no questions to Sergeant Mackenzie from Mr Dickson or members.

Mr Dickson was then heard in relation to Chief Constable's letter of representation and in support of his client's application.

There were no questions to Mr Dickson from Sergeant Mackenzie or members.

Both parties were invited to sum up.

The committee agreed to a short adjournment at 10.00 a.m. and reconvened at 10.05 a.m. with all members present as per the sederunt.

Decision

The committee agreed to renew the private hire car driver licence, subject to the standard conditions for the period of one year until 30 June 2019.

CL60. Application for the Grant of a New Taxi Operator Licence

The applicant, Mr G, entered the meeting.

The committee considered a report by the Chief Governance Officer providing information on an application for the grant of a new taxi operator licence, the consultations carried out and responses received.

Mr G was heard in support of the application.

Questions were then asked by members of the committee.

The committee agreed to a short adjournment at 10.10 a.m. and reconvened at 10.15 a.m. with all members present as per the sederunt, with the exception of Depute Provost Ritchie.

Decision

The committee agreed to grant the 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 the period of one year.