

FALKIRK COUNCIL

MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 8 MAY 2013 at 9.30 A.M.

PRESENT: Provost Reid; Depute Provost Patrick; Baillie Buchanan and Councillors Blackwood and Hughes.

CONVENER: Provost Reid.

ATTENDING: Chief Governance Officer; Licensing Co-ordinator; Senior Solicitor (F Kobiela); Licensing Enforcement Officer (B Samson) (for agenda item CL14); and Committee Officer (A Sobieraj).

CL10. APOLOGIES

No apologies were intimated.

CL11. DECLARATIONS OF INTEREST

No declarations were made.

CL12. MINUTE

There was submitted and **APPROVED** Minute of Meeting of the Civic Licensing Committee held on 10 April 2013.

CL13. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSIONS RECEIVED IN MARCH 2013

There was submitted Report (circulated) dated 30 April 2013 by the Chief Governance Officer detailing (a) applications granted under delegated powers between 1 to 31 March 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.

CL14. CIVIC LICENSING ENFORCEMENT - APRIL 2013

There was submitted Report (circulated) dated 30 April 2013 by the Chief Governance Officer giving an overview of enforcement action taken with regard to Civic Licensing activities during April 2013.

NOTED.

CL15. 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.

CL16. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE

The applicant, Mr B, entered the meeting.

There was submitted Report (circulated) dated 30 April 2013 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.

Mr B spoke in support of the application and referred to a letter from his general practitioner, a copy of which was circulated to the Committee.

Questions were then asked by Members of the Committee.

AGREED to **GRANT** the licence for a period of one year, subject to the standard conditions.

CL17. APPLICATIONS FOR THE RENEWAL OF A TAXI DRIVER LICENCE AND TAXI OPERATOR LICENCE

The applicant, Mr W, entered the meeting.

There was submitted Report (circulated) dated 30 April 2013 by the Chief Governance Officer on applications for the renewal of a taxi driver licence and a taxi operator licence (a) advising of the background to the applications; (b) detailing the consultations undertaken and the responses received, and (c) detailing the applicant's record.

Mr W spoke in support of the applications.

Questions were then asked by Members of the Committee.

AGREED to **RENEW** the licences for a period of one year, subject to the standard conditions.

CL18. APPLICATION FOR THE GRANT OF A SECOND HAND DEALER LICENCE

The Director of the applicant company, and day to day manager, Mr R, his representative, Mr W, and the objector's representative, Ms D, entered the meeting.

There was submitted Report (circulated) dated 30 April 2013 by the Chief Governance Officer on an application for the grant of a second hand dealer licence (a) advising of the background to the application; (b) detailing the consultations undertaken and the responses received, and (c) detailing the record of the company Director.

The Director of the applicant company, Mr R, advised that he had no preliminary points to make on the competency of the letter of objection as submitted by the objector. The said Director also requested circulation of additional information in support of the application. Copies of the documentation from both parties were circulated.

Ms D then spoke in amplification of the objection.

Questions were asked of the objector's representative, Ms D, by Members of the Committee. The Director of the applicant company, Mr R, stated that he had no questions for the objector's representative.

Mr R was then heard in relation to the objection and to the application.

Questions were asked of the applicant by Members of the Committee and the objector's representative.

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

The Director of the applicant company, Mr R, his representative, Mr W, and the objector's representative, Ms D, left and were then recalled to the meeting.

AGREED:-

- (1) to **GRANT** the licence for a period of three years, subject to the standard conditions;
- (2) that the site landlords would be asked by the applicant company whether the portacabin could be sited in a more appropriate location on the site away from the charity structures; and
- (3) that the Licensing Enforcement Officer would monitor the site in the proximity of the various recycling structures and report any problems to Committee, as appropriate.

FALKIRK COUNCIL

Subject: LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSION RECEIVED IN APRIL 2013
Meeting: CIVIC LICENSING COMMITTEE
Date: 5 June 2013
Author: CHIEF GOVERNANCE OFFICER

1. INTRODUCTION

- 1.1 The purpose of this report is to provide to Members details of all applications made under the Civic Government (Scotland) Act 1982 and the Marriage (Approval of Places) (Scotland) Regulations 2002 which were granted by officers under delegated powers along with notifications of Public Processions between 1 April and 30 April 2013.

2. REPORT

- 2.1 The Appendices to this report provide details of applications granted by officers under delegated powers and notifications of Public Processions during April.
- 2.2 Appendix 1 details new and renewal applications made under the Civic Government (Scotland) Act 1982 in relation to taxi and private hire.

April 2013 – Appendix 1

Application Type	Private Hire Operator	Private Hire Driver	Taxi Operator	Taxi Driver
New	0	1	3	5
Renewal	4	2	21	57

- 2.3 Appendix 2 details all other types of new and renewal applications made under the Civic Government (Scotland) Act 1982.

April 2013 – Appendix 2

Application	Type	Number
Cinema	Renewal	1
House in Multiple Occupation	New	1
Itinerant Metal Dealer	New	1
Late Hours Catering	Variation	1
Late Hours Catering	Renewal	5
Market Operator	Temporary	1
Miscellaneous Permission	Temporary	1
Public Charitable Collection	Temporary	14
Public Entertainment	Temporary	1
Second Hand Dealer	New	2
Second Hand Dealer	Variation	1
Street Trader (Mobile)	Renewal	3
Street Trader (Mobile)	New	2
Street Trader (Static)	Renewal	1
Theatre	Temporary	1

- 2.4 Appendix 3 details the parades and marches notified to the licensing authority. This differs from the other applications received as the statutory requirement is for the Licensing Authority to be notified of a proposed parade or march rather than for an organisation to apply for a licence to hold a parade or march. During April 22 notifications were received.

3. RECOMMENDATION

- 3.1 It is recommended that Members note the contents of this report.

.....
Chief Governance Officer

Date: 27 May 2013

Contact Officer: Bryan Douglas, Licensing Co-ordinator (telephone 501262)

LIST OF BACKGROUND PAPERS

None.

monthly application report name only

Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
1 370	Private Hire Car Driver	New	06/03/2013	Delegate	15/04/2013	Adamson, James
2 216	Private Hire Car Driver	Renewal	18/03/2013	Delegate	19/04/2013	Jaffa, Graeme Charles
3 342	Private Hire Car Driver	Renewal	22/03/2013	Delegate	19/04/2013	Cassidy, John Philip
4 065	Private Hire Car Operator	Renewal	01/03/2013	Delegate	12/04/2013	Faichney, Joanna Elizabeth
5 069	Private Hire Car Operator	Renewal	18/03/2013	Delegate	19/04/2013	Young, John Robert
6 079	Private Hire Car Operator	Renewal	18/03/2013	Delegate	19/04/2013	Jaffa, Graeme Charles
7 036	Private Hire Car Operator	Renewal	28/03/2013	Delegate	26/04/2013	Fourways Taxis
8 1915	Taxi Driver	New	18/02/2013	Delegate	11/04/2013	Singh, Tajinder Pal
9 1917	Taxi Driver	New	25/02/2013	Delegate	15/04/2013	Wilson, Andrew Scobbie
10 1918	Taxi Driver	New	27/02/2013	Delegate	15/04/2013	McWatt, Archibald Alexander
11 1919	Taxi Driver	New	01/03/2013	Delegate	02/04/2013	Sutherland, Peter Brian
12 1924	Taxi Driver	New	26/03/2013	Delegate	26/04/2013	Laird, John Graham
13 1589	Taxi Driver	Renewal	04/03/2013	Delegate	12/04/2013	Carroll, Edward Morton
14 1783	Taxi Driver	Renewal	04/03/2013	Delegate	12/04/2013	Cunningham, William Iain
15 0425	Taxi Driver	Renewal	04/03/2013	Delegate	12/04/2013	MacDonald, Hugh
16 1346	Taxi Driver	Renewal	04/03/2013	Delegate	12/04/2013	Servera-Gomila, Juan
17 0812	Taxi Driver	Renewal	05/03/2013	Delegate	12/04/2013	Rashid, Vasim
18 1833	Taxi Driver	Renewal	06/03/2013	Delegate	12/04/2013	McMeechan, Christina
19 0966	Taxi Driver	Renewal	06/03/2013	Delegate	12/04/2013	Bahnsen, Fritz
20 0360	Taxi Driver	Renewal	06/03/2013	Delegate	12/04/2013	McKeever, James
21 1855	Taxi Driver	Renewal	07/03/2013	Delegate	12/04/2013	Nolan, Peter
22 1730	Taxi Driver	Renewal	07/03/2013	Delegate	12/04/2013	Ritchie, David
23 1717	Taxi Driver	Renewal	08/03/2013	Delegate	12/04/2013	Irwin, Frank
24 1832	Taxi Driver	Renewal	11/03/2013	Delegate	12/04/2013	Traynor, Paul
25 1150	Taxi Driver	Renewal	13/03/2013	Delegate	12/04/2013	Pringle, Janet
26 1095	Taxi Driver	Renewal	14/03/2013	Delegate	12/04/2013	Johnston, Robert Brian

Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
27 1641	Taxi Driver	Renewal	14/03/2013	Delegate	12/04/2013	McNicoll, Douglas
28 1237	Taxi Driver	Renewal	14/03/2013	Delegate	12/04/2013	Morrow, Leslie Kenneth
29 1639	Taxi Driver	Renewal	15/03/2013	Delegate	12/04/2013	Turner, Colin Charles
30 1729	Taxi Driver	Renewal	15/03/2013	Delegate	12/04/2013	Hardie, Stuart James
31 0200	Taxi Driver	Renewal	15/03/2013	Delegate	26/04/2013	Eadie, David Allan
32 1471	Taxi Driver	Renewal	18/03/2013	Delegate	19/04/2013	Buchanan, James
33 0187	Taxi Driver	Renewal	18/03/2013	Delegate	19/04/2013	Craig, William
34 1101	Taxi Driver	Renewal	19/03/2013	Delegate	19/04/2013	Laird, Thelma
35 0579	Taxi Driver	Renewal	19/03/2013	Delegate	19/04/2013	Parkes, Stephen MacRory
36 1784	Taxi Driver	Renewal	20/03/2013	Delegate	19/04/2013	McDonald, William
37 0212	Taxi Driver	Renewal	20/03/2013	Delegate	19/04/2013	Niven, James
38 0474	Taxi Driver	Renewal	20/03/2013	Delegate	19/04/2013	Reid, John
39 1732	Taxi Driver	Renewal	21/03/2013	Delegate	19/04/2013	Brown, Kevin
40 1834	Taxi Driver	Renewal	21/03/2013	Delegate	19/04/2013	Thomson, Alan
41 1103	Taxi Driver	Renewal	22/03/2013	Delegate	19/04/2013	Gray, Stuart Cochrane
42 1122	Taxi Driver	Renewal	22/03/2013	Delegate	19/04/2013	Hodgson, Margaret Cotter Marshall
43 0552	Taxi Driver	Renewal	22/03/2013	Delegate	19/04/2013	Hunter, John Campbell
44 1137	Taxi Driver	Renewal	22/03/2013	Delegate	19/04/2013	Campbell, Peter
45 0587	Taxi Driver	Renewal	25/03/2013	Delegate	26/04/2013	Paterson, William
46 1299	Taxi Driver	Renewal	25/03/2013	Delegate	26/04/2013	Geoghegan, Terence
47 1073	Taxi Driver	Renewal	25/03/2013	Delegate	26/04/2013	McGuckin, Kevin
48 0122	Taxi Driver	Renewal	25/03/2013	Delegate	26/04/2013	Ballantyne, Carole
49 0154	Taxi Driver	Renewal	25/03/2013	Delegate	26/04/2013	Ballantyne, John
50 1139	Taxi Driver	Renewal	25/03/2013	Delegate	26/04/2013	Martin, Stuart Cowan Gillespie
51 1485	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Gallagher, Daniel
52 1055	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Gillespie, David Robert
53 0799	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	McBride, Leslie Hart

Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
54 0344	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Daly, Patrick William
55 0916	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Wright, Charles
56 0325	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Mackintosh, John
57 1536	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Stephen, Grant
58 0008	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	Coleman, William
59 0296	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	McCurdie, James
60 1775	Taxi Driver	Renewal	26/03/2013	Delegate	26/04/2013	McCafferty, Kevin Paul
61 0769	Taxi Driver	Renewal	27/03/2013	Delegate	26/04/2013	McLeod, John
62 1242	Taxi Driver	Renewal	27/03/2013	Delegate	26/04/2013	MacLennan, Alistair Hendry
63 1720	Taxi Driver	Renewal	27/03/2013	Delegate	26/04/2013	Benton, Bryan Colin
64 1120	Taxi Driver	Renewal	27/03/2013	Delegate	26/04/2013	Floyd, William George
65 0246	Taxi Driver	Renewal	27/03/2013	Delegate	26/04/2013	McGregor, Ross Angus
66 1144	Taxi Driver	Renewal	28/03/2013	Delegate	26/04/2013	MacDonald, Jack Brydon
67 1864	Taxi Driver	Renewal	28/03/2013	Delegate	26/04/2013	Kidd, Bruce Ashley
68 1779	Taxi Driver	Renewal	28/03/2013	Delegate	26/04/2013	Quinn, Charles
69 1780	Taxi Driver	Renewal	28/03/2013	Delegate	26/04/2013	Murray, Wendy Ann
70 072	Taxi Operator	New	06/03/2013	Delegate	05/04/2013	McMeechan, Christina
71 076	Taxi Operator	New	08/03/2013	Delegate	08/04/2013	Sutherland, Gordon
72 086	Taxi Operator	New	25/03/2013	Delegate	23/04/2013	Strang, David
73 377	Taxi Operator	Renewal	06/03/2013	Delegate	12/04/2013	McKeever, James
74 404	Taxi Operator	Renewal	06/03/2013	Delegate	12/04/2013	Bahnsen, Fritz
75 197	Taxi Operator	Renewal	07/03/2013	Delegate	12/04/2013	Martin, Stuart Cowan Gillespie
76 376	Taxi Operator	Renewal	08/03/2013	Delegate	12/04/2013	Leitch, Russell James
77 221	Taxi Operator	Renewal	12/03/2013	Delegate	12/04/2013	Paterson, Kenneth
78 289	Taxi Operator	Renewal	13/03/2013	Delegate	12/04/2013	Kerr, Ian Robert
79 403	Taxi Operator	Renewal	15/03/2013	Delegate	26/04/2013	Eadie, David Allan
80 405	Taxi Operator	Renewal	18/03/2013	Delegate	19/04/2013	Lapsley, Robert

Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
81 487	Taxi Operator	Renewal	20/03/2013	Delegate	19/04/2013	Reid, John
82 436	Taxi Operator	Renewal	20/03/2013	Delegate	19/04/2013	Niven, James
83 400	Taxi Operator	Renewal	22/03/2013	Delegate	19/04/2013	Hunter, John Campbell
84 469	Taxi Operator	Renewal	25/03/2013	Delegate	26/04/2013	Ballantyne, Carole & John
85 380	Taxi Operator	Renewal	26/03/2013	Delegate	26/04/2013	McBride, Leslie Hart
86 386	Taxi Operator	Renewal	26/03/2013	Delegate	26/04/2013	Gillespie, David Robert
87 402	Taxi Operator	Renewal	26/03/2013	Delegate	26/04/2013	Mackintosh, John
88 246	Taxi Operator	Renewal	26/03/2013	Delegate	26/04/2013	McGrandles, David
89 381	Taxi Operator	Renewal	26/03/2013	Delegate	26/04/2013	Coleman, William
90 431	Taxi Operator	Renewal	26/03/2013	Delegate	26/04/2013	McCurdie's Taxis
91 394	Taxi Operator	Renewal	27/03/2013	Delegate	26/04/2013	Parkes, Stephen MacRory
92 417	Taxi Operator	Renewal	27/03/2013	Delegate	26/04/2013	McLeod, John
93 491	Taxi Operator	Renewal	27/03/2013	Delegate	26/04/2013	McGregor, Ross Angus

monthly application report name only

Licence No.	Type	Date	Name	Premises	Status	Date of Decision	Employee Name	Type
1 03	Cinema	19/03/2013	Cineworld Cinemas	Cineworld Central Retail Park Old Bison Works Falkirk	Delegate	17/04/2013	Alison Chase	Renewal
2 033	House in Multiple Occupation	27/04/2012	Anne Waddell	29a Glasgow Road Denny Falkirk FK6 5DW	Delegate	25/04/2013		New
3 02	Itinerant Metal Dealer	26/03/2013	Peter Stephen Morton		Delegate	30/04/2013		New
4 047	Late Hours Catering	11/03/2013	Four in One Fast Food Restaurants Ltd	Four in One 356 Main Street Stenhousemuir	Delegate	02/04/2013	Ananda Humphreys	Variation
5 047	Late Hours Catering	20/03/2013	Four in One Fast Food Restaurants Ltd	Four in One 356 Main Street Stenhousemuir	Delegate	30/04/2013	Ananda Humphreys	Renewal
6 217	Late Hours Catering	29/01/2013	Four in One Fast Food Restaurants Ltd	Four in One 30 Glasgow Road Denny	Delegate	30/04/2013	Palwinder Singh Deol	Renewal
7 202	Late Hours Catering	11/03/2013	Mohammad Atzal	Naz Tandoori 5 Melville Street Falkirk FK1 1HZ	Delegate	17/04/2013		Renewal
8 206	Late Hours Catering	14/03/2013	William Hillman Ltd	Chilli Hut 173 Stirling Street Denny FK6 6JR	Delegate	30/04/2013	Ayaz Khursheed	Renewal
9 195	Late Hours Catering	14/03/2013	Muzaffer Baysan	Stav's 99 North Street Bo'ness	Delegate	23/04/2013		Renewal
10 049	Market Operator	02/04/2013	Town Centre Management Ltd	Town Centre Stenhousemuir	Delegate	22/04/2013	Mary-Jane Armstrong	Temporary
11 0094	Miscellaneous Permission	15/02/2013	Wallacestone & District Pipe Band		Delegate	09/04/2013		Miscellaneous
12 2688	Public Charitable Collection	18/02/2013	Bo'ness Children's Fair Festival		Delegate	02/04/2013		House to House
13 2688	Public Charitable Collection	18/02/2013	Bo'ness Children's Fair Festival		Delegate	02/04/2013		Flag Day
14 /0083	Public Charitable Collection	08/03/2013	The Salvation Army		Delegate	02/04/2013	Timothy Lennox	Flag Day
15 /0169	Public Charitable Collection	04/03/2013	Save the Children		Delegate	02/04/2013	Susie Barrie	House to House
16 /0043	Public Charitable Collection	23/04/2012	The Royal Air Forces Association		Delegate	03/04/2013	Peter Brocklehurst	Flag Day

Licence No.	Type	Date	Name	Premises	Status	Date of Decision	Employee Name	Type
17 /0043	Public Charitable Collection	23/04/2012	The Royal Air Forces Association		Delegate	03/04/2013	Peter Brocklehurst	House to House
18 /0126	Public Charitable Collection	23/04/2012	Christian Aid		Delegate	02/04/2013	Kathy Galloway	House to House
19 /0126	Public Charitable Collection	02/04/2013	Christian Aid		Delegate	02/04/2013	Kathy Galloway	Flag Day
20 /0128	Public Charitable Collection	02/04/2013	Poppyscotland		Delegate	02/04/2013	Bill Murray	Flag Day
21 /0128	Public Charitable Collection	21/03/2013	Poppyscotland		Delegate	02/04/2013	Bill Murray	House to House
22 /0131	Public Charitable Collection	09/04/2013	British Red Cross		Delegate	16/04/2013	Morag Smith	Flag Day
23 2762	Public Charitable Collection	13/03/2013	Multiple Sclerosis Society Scotland		Delegate	02/04/2013	Janet Mortimer	Flag Day
24 /0169	Public Charitable Collection	04/03/2013	Save the Children		Delegate	02/04/2013	Susie Barrie	Flag Day
25 /0167	Public Charitable Collection	15/02/2013	Wallacestone & District Pipe Band		Delegate	09/04/2013		Flag Day
26 154	Public Entertainment	14/03/2013	Circus Vegas	The Forth Centre Grangemouth Road Falkirk FK2 9DD	Delegate	11/04/2013	John Courtney	Temporary
27 372	Second Hand Dealer	19/03/2013	Jacqueline Moles	Homedials 72 South Street Bohness	Delegate	17/04/2013		New
28 371	Second Hand Dealer	12/03/2013	Central Motor Solutions Ltd	Central Motor Solutions Ltd Unit A Newhouse Business Park Newhouse Road Grangemouth FK3 8LL	Delegate	16/04/2013	Keith David Taylor	New
29 003	Second Hand Dealer	22/02/2013	Square Deal Motors Ltd	Square Deal Motors Ladysmill Grangemouth Road Falkirk	Delegate	11/04/2013	Raymond Dempsey	Variation
30 679	Street Trader (Mobile)	13/02/2013	Andrew Shaw Moodie		Delegate	08/04/2013		Renewal
31 1176	Street Trader (Mobile)	27/12/2012	Chad Ronald Hewins O'Connor		Delegate	02/04/2013		New
32 1184	Street Trader (Mobile)	01/03/2013	Colin Michael Smith		Delegate	03/04/2013		New
33 1017	Street Trader (Mobile)	25/03/2013	Penny Blockley		Delegate	30/04/2013		Renewal
34 1018	Street Trader (Mobile)	25/03/2013	Sophie Rose Blockley		Delegate	30/04/2013		Renewal
35 685	Street Trader (Static)	23/01/2013	Steven Christie		Delegate	02/04/2013		Renewal
36 021	Theatre	20/03/2013	Evelyn Baker	Grangemouth High School Tinto Drive Grangemouth	Delegate	16/04/2013		Temporary

Procession applications received between 01/04/2013 and 30/04/2013

Ref Number	Notification	Organisation Name	Procession
11-36	02/04/2013	Falkirk District Arts & Civic Council	11/05/2013
11-37	04/04/2013	Apprentice Boys of Derry Club (Grangemouth Branch)	25/05/2013
11-38	04/04/2013	Apprentice Boys of Derry Club (Grangemouth Branch)	25/05/2013
11-39	04/04/2013	Apprentice Boys of Derry Club (Grangemouth Branch)	25/05/2013
11-40	09/04/2013	Grangemouth Spitfire Memorial Trust	09/05/2013
11-41	09/04/2013	Royal Black Perceptory No. 277	10/08/2013
11-42	09/04/2013	Royal Black Perceptory No. 277	10/08/2013
11-43	15/04/2013	District Loyal Orange Lodge No. 062	29/06/2013
11-44	15/04/2013	District Loyal Orange Lodge No 062	29/06/2013
11-45	17/04/2013	The Forth Bridges Accordion Band	26/05/2013
11-46	17/04/2013	The Forth Bridges Accordion Band	28/06/2013
11-47	17/04/2013	Slamannan Bible & Crown Defender's LOL 227	31/05/2013
11-48	17/04/2013	Slamannan Bible & Crown Defender's LOL 227	06/07/2013
11-49	17/04/2013	Slamannan Bible & Crown Defender's LOL 227	06/07/2013
11-50	18/04/2013	Airth Highland Games	27/07/2013
11-51	22/04/2013	Sir William Wallace Grand Lodge of Scotland Fire Colliers	03/08/2013
11-52	23/04/2013	Lord Mountbatten Memorial LOL 295	29/06/2013
11-53	23/04/2013	Lord Mountbatton Memorial LOL 296	29/06/2013
11-54	26/04/2013	Gillespies True Blues Loyal Orange Lodge 231	06/07/2013
11-55	26/04/2013	Samuel Frickleton VC Memorial RBP 1917	10/08/2013
11-56	26/04/2013	Samuel frickleton VC Memorial RBP 1917	10/08/2013
11-57	30/04/2013	Sir William Wallace Grand Lodge of Scotland Free Colliers	01/06/2013

FALKIRK COUNCIL

Subject: CIVIC LICENSING ENFORCEMENT – MAY 2013
Meeting: CIVIC LICENSING COMMITTEE
Date: 5 June 2013
Author: CHIEF GOVERNANCE OFFICER

1. INTRODUCTION

- 1.1 Members will recollect that at the February meeting of the Civic Licensing Committee, the activity of enforcement within Civic Licensing was introduced for information.
- 1.2 It was agreed that future reports detailing enforcement action undertaken recently would be brought before Members for information.
- 1.3 Various aspects of enforcement undertaken by the Licensing Enforcement Officer in May 2013 are outlined in the following sections of the report.

2. TAXI/ PRIVATE HIRE CAR CHECKS

- 2.1 The Licensing Enforcement Officer routinely carries out spot checks of taxis and private hire car vehicles to ensure compliance with licence conditions.
- 2.2 The checks take place at various taxi ranks and other places within the district. The checks consist of a range of items including the following:-

- Id badge/ Licence
- Plates displayed
- Tariff Sheet
- Fire Extinguisher
- First Aid Kit
- Taximeter seal
- No commercial adverts displayed on the vehicle
- No smoking signs displayed
- Taxi roof sign
- Condition of vehicle

- 2.3 In May 2013, 31 taxis and 1 private hire car were inspected by the Licensing Enforcement Officer. All of these checks were in order with the exception of the following matters:-

Taxi Operator 072 – Rear plate positioned in the rear window.

This is a breach of taxi licence condition number 5.

Taxi Operator 122 – First aid kit and fire extinguisher were both missing from the vehicle.

In relation to the first aid kit this is a breach of the taxi inspection test.

The fire extinguisher is a breach of taxi licence condition number 8.

Taxi Operator 237 – First aid kit was missing from the vehicle.

This is a breach of the taxi inspection test.

Taxi Driver 1893 – The Driver was not carrying a taxi driver licence.

This is a breach of taxi driver licence condition number 8.

Taxi Operator 008 – First aid kit and fire extinguisher were both missing from the vehicle.

In relation to the first aid kit this is a breach of the taxi inspection test

The fire extinguisher is a breach of taxi licence condition number 8.

Taxi Operator 111 – Rear plate positioned in the rear window.

This is a breach of taxi licence condition number 5.

Taxi Operator 193 – Rear plate positioned in the rear window.

This is a breach of taxi licence condition number 5.

Taxi Operator 117 – Taximeter found to be running fast.

This is a breach of taxi licence condition number 26.

Taxi Operator 413 – Taximeter found to be running slow.

This is a breach of taxi licence condition number 26.

Taxi Operator 148 – Taximeter found to be running slow.

This is a breach of taxi licence condition number 26.

Taxi Driver 1774 – The driver was found to be not carrying a taxi driver licence or an identification badge.

This is a breach of taxi driver licence condition number 8.

- 2.4 All driver/ operators with outstanding issues were written to and requested to present the vehicle with missing equipment/ documentation at the Licensing section. All have now fully complied.

3. CIVIC LICENSING ENFORCEMENT CHECKS

- 3.1 During May 2013, the Licensing Enforcement Officer undertook 37 civic licensing compliance checks/enquiries.

- 3.2 The compliance checks/enquiries involved the following civic activities:-

- Houses in Multiple Occupation (HMO's) – five enquiries carried out.

- Street Trader – four checks carried out.
- Second Hand Dealers – ten checks carried out.
- Late Hours Catering – thirteen checks carried out.
- Skin Piercing – one check carried out.
- Window Cleaner – three checks carried out.
- Wheelie Bin Cleaner – one check carried out.

3.3 These checks consist of a range of items including the following:-

- Licence type
- Licence holder details
- Day to day manager details (if applicable)
- Id badge/ Licence
- Register check (if applicable)
- Vehicle details (if applicable)
- Occupants details

3.4 All of these checks were in order with the exception of the following matters:-

- Unlicensed wheelie bin cleaner traced in Cunningham Gardens, Falkirk, as part of a joint-agency check involving Trading Standards and the Police. An official warning was given by the Police and the individual was advised to cease trading until a wheelie bin cleaner licence has been granted. A letter and application form was subsequently posted out.
- Unlicensed window cleaner traced in Wall Street, Camelon, Falkirk, as part of a joint-agency check involving Trading Standards and the Police. An official warning was given by Police and the individual was advised to cease working until a window cleaner licence has been granted. A letter and application form was subsequently posted out.
- Unlicensed window cleaner traced in Kersiebank Avenue, Grangemouth. The individual was advised to cease working until a window cleaner licence has been granted. A letter and application form was subsequently posted out.

3.5 In addition to the above, the Licensing Enforcement Officer carried out 5 taxi Knowledge tests involving 11 candidates. Fourteen site notice checks were also carried out.

4. CIVIC LICENSING COMPLAINTS

4.1 One complaint was received during May 2013, and was dealt with as follows:-

- A male motorist complained about a private hire car driver allegedly cutting into the path of his vehicle on the M80/M876 motorway causing him to brake abruptly. The private hire car driver was interviewed and she admitted to having pulled in front of the complainer, but added that she had indicated her intention at the time. A warning letter reminding the private hire car driver to drive in a safe and proper manner at all times was issued and her file

updated. A letter advising of the course of action undertaken was sent to the complainer.

5. RECOMMENDATION

5.1 It is recommended that Members note the contents of this report.

.....

Chief Governance Officer

Date: 29 May 2013

Contact Officer: Bryan Douglas, Licensing Co-ordinator (telephone 501262)

LIST OF BACKGROUND PAPERS

None