

**DRAFT**

**MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on THURSDAY 29 MAY 2014 at 9.30 A.M.**

**COUNCILLORS:**

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

**OFFICERS:**

Shona Barton, Committee Services Officer  
Bryan Douglas, Licensing Co-ordinator  
Rose Mary Glackin, Chief Governance Officer  
Frances Kobiela, Senior Solicitor  
Brian Samson, Licensing Enforcement Officer (for agenda item 5 (minute CL14))

**CL10. APOLOGIES**

An apology was intimated on behalf of Councillor Ritchie.

**CL11. DECLARATIONS OF INTEREST**

No declarations were made.

**CL12. MINUTE**

**Decision**

**The minute of the meeting of the Civic Licensing Committee on 23 April 2014 was approved.**

**CL13. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS AND NOTIFICATIONS OF PUBLIC PROCESSIONS RECEIVED IN MARCH 2014**

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

**CL14. CIVIC LICENSING ENFORCEMENT – MARCH 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 March 2014.

**Decision**

**The Committee noted the Report.**

**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 SKIN PIERCING AND TATTOOING LICENCE**

The applicant Ms R entered the meeting along with John Sleith, Food and Safety Regulation Manager.

The Committee considered a report by the Chief Governance Officer on an application for the grant of a new skin piercing and tattooing licence (a) advising of the background to the application; (b) outlining the licence conditions; (c) detailing the consultations undertaken and responses received, and (d) summarising the experience and training of the proposed tattooist.

Mr Sleith confirmed the premises had been inspected and were suitable.

Ms R spoke in support of the application.

Questions were then asked by Members of the Committee.

**Decision**

**The Committee agreed to grant the skin piercing and tattooing licence for a period of one year subject to the standard conditions.**

**CL17. APPLICATION FOR THE GRANT OF A TEMPORARY STREET TRADER LICENCE**

The Committee considered a report by the Chief Governance Officer on an application for the grant of a temporary street trader 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 Douglas advised the Committee that the applicant was unlikely to be in attendance at the meeting. Following contact with her prospective employer, he had been advised that the applicant was no longer a prospective employee.

**Decision**

**The Committee noted that the application for a temporary street trader licence was dropped due to want of insistence.**

**CL18. APPLICATION FOR THE GRANT OF A NEW WINDOW CLEANER LICENCE**

The applicant Mr M entered the meeting.

The Committee considered a report by the Chief Governance Officer on an application for the grant of a new window cleaner 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 M spoke in support of the application.

Questions were then asked by Members of the Committee.

**Decision**

**The Committee agreed to grant the application for a new window cleaner licence for a shorter period of 12 months, having regard to the applicant's record, subject to the standard conditions.**

**CL19. APPLICATION FOR THE RENEWAL OF A PRIVATE HIRE CAR OPERATOR 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 private hire car operator licence (a) advising of the background to the application; (b) detailing the consultations undertaken, and (c) narrating a request from the applicant for dispensation from the condition requesting certain information to be affixed to the licensed vehicle by means of stickers.

Mr C spoke in support of the application.

Questions were then asked by Members of the Committee.

#### **Decision**

**The Committee agreed to renew the private hire car operator licence for a period of one year subject to the standard conditions as approved but with a variation to condition 8 to allow the applicant a dispensation from displaying the signs referred to when engaged on executive and corporate work.**

#### **CL20. VARIATION IN ORDER OF BUSINESS**

Provost Reid 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.

#### **CL21. APPLICATION FOR THE RENEWAL OF A TAXI DRIVER LICENCE**

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

Mr D 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.**

#### **CL22. APPLICATION FOR THE RENEWAL OF PRIVATE HIRE CAR DRIVER LICENCE**

The applicant Mr M entered the meeting.

The Committee considered a report by the Chief Governance Officer on an application for the renewal of a private hire 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 M spoke in support of the application.

Questions were then asked by Members of the Committee.

#### **Decision**

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

#### **CL23. APPLICATION FOR THE RENEWAL OF A TAXI OPERATOR LICENCE**

The applicant Mr W entered the meeting along with his friend Mr K.

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

Mr W and Mr K spoke in support of the application.

Questions were then asked by Members of the Committee.

#### **Decision**

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

**Having been advised that the applicant also held a taxi driver licence, the Committee determined that, should a renewal application for that licence be received, authority to grant it without appearance before the Committee should be delegated to the Chief Governance Officer provided that there was no change in the applicant's circumstances in the intervening period.**

#### **CL24. APPLICATION FOR THE GRANT OF A NEW PRIVATE HIRE CAR DRIVER LICENCE**

The applicant Mr J entered the meeting.

The Committee considered a report by the Chief Governance Officer on an application for the grant of a new private hire car 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 J spoke in support of the application.

Questions were then asked by Members of the Committee.

## **Decision**

**The Committee agreed to grant the application for a new private hire car driver licence for a period of one year subject to the standard conditions and with a warning letter detailing the standards expected of private hire car drivers.**

**FALKIRK COUNCIL**

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

**Meeting: CIVIC LICENSING COMMITTEE**

**Date: 18 June 2014**

**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 and 30 April 2014.

**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 2014.
- 2.2 Appendix 1 details new and renewal applications made under the Civic Government (Scotland) Act 1982 in relation to taxi and private hire.

**2014 – Appendix 1**

<b>Application Type</b>	<b>Private Hire Operator</b>	<b>Private Hire Driver</b>	<b>Taxi Operator</b>	<b>Taxi Driver</b>
New		1	0	2
Renewal	8	5	35	71

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

**April 2014 – Appendix 2**

<b>Application</b>	<b>Type</b>	<b>Number</b>
Late Hours Catering	Renewal	4
Public Charitable Collection	Temporary	3
Public Entertainment	New	1
Public Entertainment	Temporary	4
Second Hand Dealer	New	1
Street Trader (Mobile)	Renewal	2
Theatre	Temporary	1
Window Cleaner	New	1
Window Cleaner	Renewal	1

- 2.4 Appendix 3 details pending 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.

### **3. RECOMMENDATION**

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

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Chief Governance Officer

Date: 5 June 2014

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

#### **LIST OF BACKGROUND PAPERS**

None.



	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
1	386	Private Hire Car Driver	New	17/02/2014	Delegate	02/04/2014	Khan, Javid
2	207	Private Hire Car Driver	Renewal	27/02/2014	Delegate	02/04/2014	Boslem, Jamie
3	265	Private Hire Car Driver	Renewal	27/02/2014	Delegate	24/04/2014	Welsh, John
4	026	Private Hire Car Driver	Renewal	28/02/2014	Delegate	06/04/2014	Buchanan, Gillian Karen
5	367	Private Hire Car Driver	Renewal	28/02/2014	Delegate	06/04/2014	Jarvis, Ian
6	305	Private Hire Car Driver	Renewal	12/03/2014	Delegate	10/04/2014	Sloan, James Michael
7	083	Private Hire Car Operator	Renewal	10/02/2014	Delegate	10/04/2014	Stowe, Robert
8	031	Private Hire Car Operator	Renewal	28/02/2014	Delegate	06/04/2014	Flemings Taxis (Falkirk)
9	027	Private Hire Car Operator	Renewal	28/02/2014	Delegate	06/04/2014	Flemings Taxis (Falkirk)
10	084	Private Hire Car Operator	Renewal	28/02/2014	Delegate	24/04/2014	Jarvis, Ian
11	079	Private Hire Car Operator	Renewal	12/03/2014	Delegate	15/04/2014	Jaffa, Graeme Charles
12	073	Private Hire Car Operator	Renewal	13/03/2014	Delegate	15/04/2014	Bruce Taxis Ltd
13	074	Private Hire Car Operator	Renewal	13/03/2014	Delegate	15/04/2014	Bruce Taxis Ltd
14	075	Private Hire Car Operator	Renewal	13/03/2014	Delegate	15/04/2014	Bruce Taxis Ltd
15	1954	Taxi Driver	New	20/02/2014	Delegate	01/04/2014	Smyth, Hazel
16	1955	Taxi Driver	New	12/03/2014	Delegate	10/04/2014	Gleave, Paul
17	1103	Taxi Driver	Renewal	11/02/2014	Delegate	01/04/2014	Gray, Stuart Cochrane
18	1296	Taxi Driver	Renewal	12/02/2014	Delegate	02/04/2014	Tulloch, James
19	1113	Taxi Driver	Renewal	12/02/2014	Delegate	02/04/2014	Baird, Anthony John
20	0414	Taxi Driver	Renewal	13/02/2014	Delegate	02/04/2014	Tonner, James Green
21	1140	Taxi Driver	Renewal	13/02/2014	Delegate	02/04/2014	McGookin, Thomas Anthony
22	1851	Taxi Driver	Renewal	13/02/2014	Delegate	02/04/2014	Paget, William John
23	1527	Taxi Driver	Renewal	14/02/2014	Delegate	02/04/2014	Smith, Stewart Craig
24	0938	Taxi Driver	Renewal	17/02/2014	Delegate	02/04/2014	Laidlaw, David
25	1430	Taxi Driver	Renewal	25/02/2014	Delegate	02/04/2014	Griffiths, Philip Henry
26	1774	Taxi Driver	Renewal	25/02/2014	Delegate	02/04/2014	Green, Scott John
27	0141	Taxi Driver	Renewal	25/02/2014	Delegate	02/04/2014	Bowie, Maureen June
28	1295	Taxi Driver	Renewal	26/02/2014	Delegate	01/04/2014	Black, Alan John
29	1031	Taxi Driver	Renewal	26/02/2014	Delegate	02/04/2014	Adam, David
30	1776	Taxi Driver	Renewal	26/02/2014	Delegate	02/04/2014	Mackie, Richard James
31	1703	Taxi Driver	Renewal	26/02/2014	Delegate	02/04/2014	McGregor, Brian Andrew
32	0247	Taxi Driver	Renewal	27/02/2014	Delegate	01/04/2014	McKee, Andrew
33	1712	Taxi Driver	Renewal	27/02/2014	Delegate	02/04/2014	MacDonald, Charles David
34	0967	Taxi Driver	Renewal	27/02/2014	Delegate	02/04/2014	Duff, Stuart Hardie
35	1586	Taxi Driver	Renewal	27/02/2014	Delegate	02/04/2014	Risk, Andrew Robert
36	1916	Taxi Driver	Renewal	27/02/2014	Delegate	02/04/2014	Black, Seona Cunningham
37	1046	Taxi Driver	Renewal	27/02/2014	Delegate	02/04/2014	Hall, Thomas Laird
38	1727	Taxi Driver	Renewal	27/02/2014	Delegate	02/04/2014	Imrie, William
39	0548	Taxi Driver	Renewal	28/02/2014	Delegate	01/04/2014	Wilson, Robert
40	0693	Taxi Driver	Renewal	28/02/2014	Delegate	06/04/2014	Crawford, Peter
41	1772	Taxi Driver	Renewal	28/02/2014	Delegate	06/04/2014	Burnett, Alan
42	0456	Taxi Driver	Renewal	28/02/2014	Delegate	06/04/2014	Adamson, Grant
43	1730	Taxi Driver	Renewal	28/02/2014	Delegate	07/04/2014	Ritchie, David
44	0300	Taxi Driver	Renewal	28/02/2014	Delegate	15/04/2014	McCarter, Peter Bruce
45	1345	Taxi Driver	Renewal	03/03/2014	Delegate	02/04/2014	Scott, James
46	1589	Taxi Driver	Renewal	04/03/2014	Delegate	02/04/2014	Carroll, Edward Morton
47	1536	Taxi Driver	Renewal	04/03/2014	Delegate	02/04/2014	Stephen, Grant
48	0053	Taxi Driver	Renewal	04/03/2014	Delegate	02/04/2014	Anderson, George
49	0425	Taxi Driver	Renewal	04/03/2014	Delegate	02/04/2014	MacDonald, Hugh
50	1868	Taxi Driver	Renewal	04/03/2014	Delegate	02/04/2014	Brodie, Craig
51	1572	Taxi Driver	Renewal	04/03/2014	Delegate	02/04/2014	Farooqui, Muhammad Shueb
52	1833	Taxi Driver	Renewal	05/03/2014	Delegate	10/04/2014	McMeechan, Christina
53	1732	Taxi Driver	Renewal	05/03/2014	Delegate	10/04/2014	Brown, Kevin
54	1777	Taxi Driver	Renewal	10/03/2014	Delegate	10/04/2014	Brunyee, Paul Michael

	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
55	1832	Taxi Driver	Renewal	11/03/2014	Delegate	15/04/2014	Traynor, Paul
56	1915	Taxi Driver	Renewal	12/03/2014	Delegate	10/04/2014	Singh, Tajinder Pal
57	0453	Taxi Driver	Renewal	13/03/2014	Delegate	15/04/2014	Hunter, Albert
58	1471	Taxi Driver	Renewal	14/03/2014	Delegate	15/04/2014	Buchanan, James
59	0923	Taxi Driver	Renewal	14/03/2014	Delegate	15/04/2014	Walker, Paul Johnston
60	1639	Taxi Driver	Renewal	17/03/2014	Delegate	24/04/2014	Turner, Colin Charles
61	0187	Taxi Driver	Renewal	18/03/2014	Delegate	24/04/2014	Craig, William
62	1862	Taxi Driver	Renewal	18/03/2014	Delegate	24/04/2014	Aitken, James Matthew
63	1917	Taxi Driver	Renewal	18/03/2014	Delegate	24/04/2014	Wilson, Andrew Scobbie
64	0799	Taxi Driver	Renewal	19/03/2014	Delegate	24/04/2014	McBride, Leslie Hart
65	0579	Taxi Driver	Renewal	20/03/2014	Delegate	24/04/2014	Parkes, Stephen MacRory
66	1641	Taxi Driver	Renewal	20/03/2014	Delegate	24/04/2014	McNicoll, Douglas
67	0041	Taxi Driver	Renewal	21/03/2014	Delegate	24/04/2014	McKellar, John Campbell
68	1150	Taxi Driver	Renewal	21/03/2014	Delegate	24/04/2014	Pringle, Janet
69	0008	Taxi Driver	Renewal	24/03/2014	Delegate	26/04/2014	Coleman, William
70	1864	Taxi Driver	Renewal	24/03/2014	Delegate	29/04/2014	Kidd, Bruce Ashley
71	1729	Taxi Driver	Renewal	24/03/2014	Delegate	29/04/2014	Hardie, Stuart James
72	0360	Taxi Driver	Renewal	24/03/2014	Delegate	29/04/2014	McKeever, James
73	1721	Taxi Driver	Renewal	24/03/2014	Delegate	30/04/2014	Acheson, Francis King
74	0211	Taxi Driver	Renewal	24/03/2014	Delegate	30/04/2014	Lapsley, Robert
75	1139	Taxi Driver	Renewal	25/03/2014	Delegate	26/04/2014	Martin, Stuart Cowan Gillespie
76	0587	Taxi Driver	Renewal	25/03/2014	Delegate	29/04/2014	Paterson, William
77	1855	Taxi Driver	Renewal	25/03/2014	Delegate	29/04/2014	Nolan, Peter
78	1784	Taxi Driver	Renewal	26/03/2014	Delegate	29/04/2014	McDonald, William
79	1717	Taxi Driver	Renewal	26/03/2014	Delegate	29/04/2014	Irwin, Frank
80	1720	Taxi Driver	Renewal	26/03/2014	Delegate	29/04/2014	Benton, Bryan Colin
81	0916	Taxi Driver	Renewal	28/03/2014	Delegate	29/04/2014	Wright, Charles
82	0200	Taxi Driver	Renewal	28/03/2014	Delegate	29/04/2014	Eadie, David Allan
83	1780	Taxi Driver	Renewal	28/03/2014	Delegate	29/04/2014	Murray, Wendy Ann
84	1120	Taxi Driver	Renewal	31/03/2014	Delegate	29/04/2014	Floyd, William George
85	1775	Taxi Driver	Renewal	31/03/2014	Delegate	29/04/2014	McCafferty, Kevin Paul
86	0949	Taxi Driver	Renewal	31/03/2014	Delegate	29/04/2014	Clark, Fiona
87	0246	Taxi Driver	Renewal	31/03/2014	Delegate	29/04/2014	McGregor, Ross Angus
88	404	Taxi Operator	Renewal	11/02/2014	Delegate	06/04/2014	Bahnsen, Fritz
89	228	Taxi Operator	Renewal	12/02/2014	Delegate	03/04/2014	Wallace, Robert
90	369	Taxi Operator	Renewal	13/02/2014	Delegate	02/04/2014	McGookin, Thomas Anthony
91	373	Taxi Operator	Renewal	13/02/2014	Delegate	02/04/2014	Tonner, James Green
92	363	Taxi Operator	Renewal	17/02/2014	Delegate	02/04/2014	Laidlaw, David
93	480	Taxi Operator	Renewal	17/02/2014	Delegate	03/04/2014	McBlain, George
94	385	Taxi Operator	Renewal	17/02/2014	Delegate	03/04/2014	McBlain, George
95	289	Taxi Operator	Renewal	25/02/2014	Delegate	02/04/2014	Kerr, Ian Robert
96	280	Taxi Operator	Renewal	25/02/2014	Delegate	02/04/2014	Doig, Alistair Thomson
97	395	Taxi Operator	Renewal	25/02/2014	Delegate	02/04/2014	Bowie, Maureen June
98	331	Taxi Operator	Renewal	25/02/2014	Delegate	03/04/2014	Duncan, Andrew
99	022	Taxi Operator	Renewal	26/02/2014	Delegate	02/04/2014	Adam, David
100	357	Taxi Operator	Renewal	27/02/2014	Delegate	02/04/2014	Ramsay, Alexander
101	324	Taxi Operator	Renewal	27/02/2014	Delegate	02/04/2014	Duff, Stuart Hardie
102	409	Taxi Operator	Renewal	28/02/2014	Delegate	06/04/2014	McCarter, Peter Bruce
103	207	Taxi Operator	Renewal	03/03/2014	Delegate	26/04/2014	McCafferty, Kevin Matthew
104	392	Taxi Operator	Renewal	04/03/2014	Delegate	02/04/2014	Anderson, George
105	067	Taxi Operator	Renewal	04/03/2014	Delegate	15/04/2014	Farooqui, Muhammad Shueb
106	376	Taxi Operator	Renewal	12/03/2014	Delegate	10/04/2014	Leitch, Russell James
107	221	Taxi Operator	Renewal	13/03/2014	Delegate	15/04/2014	Paterson, Kenneth
108	414	Taxi Operator	Renewal	13/03/2014	Delegate	15/04/2014	Hunter, Albert
109	126	Taxi Operator	Renewal	14/03/2014	Delegate	15/04/2014	DF Taxi Services Ltd

	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
110	400	Taxi Operator	Renewal	17/03/2014	Delegate	24/04/2014	Hunter, John Campbell
111	333	Taxi Operator	Renewal	18/03/2014	Delegate	24/04/2014	Geoghegan, Patrick Joseph
112	058	Taxi Operator	Renewal	18/03/2014	Delegate	24/04/2014	MacKay, David Livingstone
113	380	Taxi Operator	Renewal	19/03/2014	Delegate	24/04/2014	McBride, Leslie Hart
114	410	Taxi Operator	Renewal	21/03/2014	Delegate	24/04/2014	McKellar, John Campbell
115	377	Taxi Operator	Renewal	24/03/2014	Delegate	29/04/2014	McKeever, James
116	387	Taxi Operator	Renewal	24/03/2014	Delegate	29/04/2014	Wotherspoon, John
117	381	Taxi Operator	Renewal	24/03/2014	Delegate	29/04/2014	Coleman, William
118	394	Taxi Operator	Renewal	26/03/2014	Delegate	29/04/2014	Parkes, Stephen MacRory
119	405	Taxi Operator	Renewal	26/03/2014	Delegate	30/04/2014	Lapsley, Robert
120	403	Taxi Operator	Renewal	28/03/2014	Delegate	29/04/2014	Eadie, David Allan
121	491	Taxi Operator	Renewal	31/03/2014	Delegate	29/04/2014	McGregor, Ross Angus
122	086	Taxi Operator	Renewal	31/03/2014	Delegate	29/04/2014	Strang, David



	Licence No.	Type	Date	Name	Premises	Status	Date of Decision	Employee Name	Type
1	219	Late Hours Catering	10/03/2014	Xiu Yong Wei	Hong Takeaway 46-48 Bo'ness Road Grangemouth FK3 8AF	Delegate	22/04/2014		Renewal
2	047	Late Hours Catering	27/03/2014	Four in One Fast Food Restaurants Ltd	Four in One 356 Main Street Stenhousemuir	Delegate	29/04/2014	Amanda Humphreys	Renewal
3	206	Late Hours Catering	20/03/2014	William Hillman Ltd	Chilli Hut 173 Stirling Street Denny FK6 6JR	Delegate	29/04/2014	Ayaz Khursheed	Renewal
4	231	Late Hours Catering	28/02/2014	Muhammad Akram	Tasty Grill 70 Ladysmill Falkirk FK2 9AU	Delegate	22/04/2014		Renewal
5	/0196	Public Charitable Collection	02/04/2014	Children's Hospice Association Scotland		Delegate	15/04/2014	Laura Campbell	Flag Day
6	/0046	Public Charitable Collection	13/02/2014	The Scottish Society for Autism		Delegate	09/04/2014	Alison Hood	Flag Day
7	/0168	Public Charitable Collection	28/01/2014	DASH		Delegate	15/04/2014	Janet Robertson	Flag Day
8	164	Public Entertainment	15/01/2014	Xtreme Karting Ltd	Xtreme Karting Ltd Unit J Lochlands Business Park Larbert	Delegate	08/04/2014	Barrie Henderson	New
9	166	Public Entertainment	20/02/2014	Caroline Cullen	Westfield Farm Bellsfield Airth Falkirk	Delegate	14/04/2014		Temporary
10	168	Public Entertainment	27/02/2014	WOC Ltd t/a Zippo's Circus	Falkirk Community Stadium Car Park 4 Stadium Way Falkirk FK2 9DX	Delegate	08/04/2014	Martin Edgar Burton	Temporary
11	165	Public Entertainment	03/02/2014	LCC Live Event Services Ltd	The Falkirk Stadium 4 Stadium Way Falkirk FK2 9EE	Delegate	08/04/2014	Leslie Kidger	Temporary
12	167	Public Entertainment	04/03/2014	UZ Arts Ltd	The Helix Park Falkirk	Delegate	14/04/2014	Neil Butler	Temporary
13	388	Second Hand Dealer	19/03/2014	Glencairn Motor Company Ltd	Glencairn Motor Company Ltd Grangemouth Road Bo'ness EH51 0PU	Delegate	22/04/2014	Archibald Simpson	New
14	855	Street Trader (Mobile)	31/03/2014	Robbie Grant		Delegate	29/04/2014		Renewal
15	854	Street Trader (Mobile)	31/03/2014	Sarah Grant		Delegate	29/04/2014		Renewal
16	026	Theatre	18/03/2014	Young Portonian Theatre Company		Delegate	09/04/2014	Irene McVie	Temporary
17	380	Window Cleaner	31/03/2014	James Anderson		Delegate	29/04/2014		Renewal
18	428	Window Cleaner	04/03/2014	Michael Owen Hoey		Delegate	08/04/2014		New



**FALKIRK COUNCIL**

**Subject: CIVIC LICENSING ENFORCEMENT – APRIL 2014**  
**Meeting: CIVIC LICENSING COMMITTEE**  
**Date: 18 June 2014**  
**Author: CHIEF GOVERNANCE OFFICER**

**1. INTRODUCTION**

- 1.1 The Licensing Enforcement Officer undertook various aspects of enforcement in April 2014. Details of these 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 April 2014, 36 taxis and 3 private hire cars were inspected by the Licensing Enforcement Officer. The majority of these checks were found to be in order with the exception of the following matter:-

Taxi Operator 354 – The fire extinguisher and first aid kit were not being carried.  
This is a breach of taxi licence condition numbers 8 and 9.

Taxi Operator 365 – The taximeter seal was missing.  
This is a breach of taxi licence condition number 31.

Taxi Driver 1935 – Not carrying his taxi driver licence.  
This is a breach of taxi driver licence condition number 2.

The operators and driver were written to and requested to attend the licensing offices and provide evidence that the matters detailed had been attended to. They have now fully complied.

### **3. CIVIC LICENSING ENFORCEMENT CHECKS**

3.1 During April 2014, the Licensing Enforcement Officer undertook 15 civic licensing compliance checks/enquiries.

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

- Houses in Multiple Occupation (HMO's) – one enquiry was carried out in relation to a property and it was established that it was not operating as an HMO. One check of a licensed property was also carried out and it was found to be unoccupied and advertised for sale.
- Second Hand Dealers – four routine checks of licensed premises were carried out to ensure that the licenceholder details were correct, that the licence was being displayed property and that the register of sales was being kept up to date. All were in order.
- Late Hours Catering – one enquiry carried out and an application form posted out to the new owner of the premises. An application has now been submitted.
- Metal Dealer – one enquiry was carried out regarding an application.
- Skin Piercing – one enquiry was carried out and an application form posted out.
- Booking Office – two enquiries were carried out at licensed offices following complaints received regarding a taxi and private hire car driver. The offices were found to be operating in accordance with their licence conditions.
- Street Trader – one check of a licensed trader (ice cream van) was carried out and found to be operating in accordance with the licence conditions.
- Window Cleaner – three checks were carried out in a joint operation with the Police. This resulted in two persons being charged by the Police for operating without a licence. They have since made application for a licence. The third person checked was the holder of a current licence.

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 found to be in order.

3.5 In addition to the above, the Licensing Enforcement Officer carried out 1 knowledge tests involving 1 candidate. 10 site notice checks were also carried out.



#### **4. CIVIC LICENSING COMPLAINTS**

- 4.1 A complaint was received from a male taxi driver who alleged that he had witnessed a private hire car driver accepting a hire which he believed had not been pre-booked. This had occurred in Carron Road, Falkirk. Enquiry with the taxi company who operate the vehicle established that the private hire car driver concerned had been on an account hire with the pick up being at the time and location provided by the taxi driver.
- 4.2 A complaint was received from a male taxi driver who alleged that he had witnessed a private hire car driver accepting a hire which had not been pre-booked from Falkirk High Railway Station. Enquiry was made with the taxi company that the private hire car driver operated for and it was established that he had dropped off a pre-booked hire at Falkirk High Railway Station, but that he had no pre-booked hire to pick up from this location. The driver was traced and interviewed and initially claimed that he had picked up a member of his family. However, prior to further enquiry being carried out the driver attended at the licensing office and freely admitted that it had not been a family member that he had picked up and that the hire had not been pre-booked. The matter was fully considered and given that this was the first time that he had come to the adverse notice of the licensing authority he was issued with a formal warning letter in this instance
- 4.3 A complaint was received from a female resident of Main Street, Stenhousemuir, regarding Stenhouse TOA taxi drivers using the bus stop opposite her house to park up between hires. The chairperson of Stenhouse TOA was spoken to and stated that all of their drivers would be made aware of the complaint and that they would not be parking there in future.
- 4.4 The complainants were advised of the outcomes and were satisfied with the courses of action undertaken.

#### **5. RECOMMENDATION**

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

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**Chief Governance Officer**

**Date: 9 June 2014**

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

#### **LIST OF BACKGROUND PAPERS**

None