AGENDA ITEM 3

MINUTE

DRAFT

MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 10 FEBRUARY 2016 at 9.30 a.m.

COUNCILLORS:
Jim Blackwood
Baillie William Buchanan
Paul Garner
Gordon Hughes
Baillie Joan Paterson
Provost Pat Reid (Convener)
Ann Ritchie
Sandy Turner

OFFICERS:
Bryan Douglas, Licensing Co-ordinator
Arlene Fraser, Committee Services Officer
Rose Mary Glackin, Chief Governance Officer
Frances Kobiela, Senior Solicitor
Brian Samson, Enforcement Officer

CL124. APOLOGY

An apology for absence was intimated on behalf of Depute Provost John Patrick.

CL125. DECLARATIONS OF INTEREST

No declarations were intimated.

CL126. MINUTE

Decision

The minute of the meeting of the Civic Licensing Committee held on 13 January 2016 was approved.

CL127. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN DECEMBER 2015 AND NOTIFICATIONS OF PUBLIC PROCESSIONS PENDING

The committee considered a report by the Chief Governance Officer detailing (a) applications granted under delegated powers between 1 December and 31 December 2015 in terms of the Civic Government (Scotland) Act 1982, and (b) notifications of pending public processions.

Decision

The committee noted the report.

CL128. CIVIC LICENSING ENFORCEMENT – DECEMBER 2015

The committee considered a report by the Chief Governance Officer giving an overview of enforcement action taken with regard to Civic Licensing activities during December 2015.

The committee noted the report.

Councillor Hughes entered the meeting during consideration of the foregoing item of business.

CL129. 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.

CL130. SUSPENSION HEARING IN RELATION TO PRIVATE HIRE CAR DRIVER LICENCE NO.450

Sergeant I McGregor and Mr B Renton, both representatives of Police Scotland, entered the meeting. The licenceholder, Mr M, was not in attendance.

The committee considered a report by the Chief Governance Officer (a) referring to a letter of complaint dated 11 January 2016, submitted by Police Scotland requesting the immediate suspension of the licenceholder's private hire car driver licence; (b) setting out the details of the complaint; (c) summarising the decision taken by the Chief Governance Officer, and (d) advising that a hearing under paragraph 11 of schedule 1 of the Civic Government (Scotland) Act 1982 required to be held.

After hearing from the Licensing Co-ordinator, the Committee decided to hold the hearing in the absence of the licenceholder and the letter of complaint was circulated to members.

Sergeant McGregor was heard in relation to the letter of complaint.

Questions were asked by members of the committee.

Decision

The committee agreed to suspend the licence for the unexpired portion of its duration, in terms of the Civic Government (Scotland) Act 1982, Schedule 1 paragraphs 11 (2)(a) & (c), on the basis that, in the opinion of the committee, the licenceholder was not a fit and proper person to be the holder of such a licence, and the carrying on of the activity to which the licence relates has caused, is causing or is likely to cause undue public nuisance or a threat to public order or safety. The Committee additionally determined that the licence should be suspended immediately in terms of the Civic Government (Scotland) Act 1982, Schedule 1 paragraph 11(10).

Baillie Paterson entered the meeting during consideration of the foregoing item of business.

CL131. APPLICATION FOR THE GRANT OF A NEW TAXI OPERATOR LICENCE

Mr M, an employee and representative of the applicant company, entered the meeting.

The committee considered a report by the Chief Governance Officer on an application for the grant of a new taxi operator 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 M spoke in support of the application.

Questions were then asked by members of the committee.

Decision

The committee agreed to grant the new taxi operator licence for a period of one year, subject to the standard conditions.

CL132. APPLICATION FOR THE GRANT OF A NEW PRIVATE HIRE CAR OPERATOR LICENCE

Mr M, an employee and representative of the applicant company, 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 operator 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 M spoke in support of the application.

Questions were then asked by members of the committee.

Decision

The committee agreed to grant the new private hire car operator licence for a period of one year, subject to the standard conditions.

CL133. APPLICATION FOR THE GRANT OF A NEW PRIVATE HIRE CAR DRIVER LICENCE

The applicant, Mr C, 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 on the background to the application; (b) summarising 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 allow 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 private hire car driver licence for a period of one year, subject to the standard conditions.

CL134. 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 on the background to the application; (b) summarising the consultations undertaken and 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.

CL135. 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 on the background to the application; (b) summarising 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.

CL136. APPLICATION FOR THE GRANT OF A TEMPORARY STREET TRADER LICENCE FOR WHEELED REFUSE BIN/ REFUSE CONTAINER CLEANING

The applicant, Mr E, was not in attendance.

After hearing from the Licensing Co-ordinator on the background to the application, the committee agreed to consider the application in the applicant's absence.

The committee considered a report by the Chief Governance Officer on an application for the grant of a temporary street trader licence for wheeled refuse bin/refuse container cleaning (a) advising on the background to the application; (b) summarising the consultations undertaken and responses received, and (c) detailing the applicant's record.

Decision

The committee agreed to refuse to grant the temporary street trader licence for wheeled bin/refuse container cleaning licence in terms of the Civic Government (Scotland) Act 1982, Schedule 1 paragraph 5(3)(a)(ii) on the ground that the applicant was not a fit and proper person to be the holder of such a licence.

AGENDA ITEM 4

LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN JANUARY 2016 AND NOTIFICATIONS OF PUBLIC PROCESSIONS PENDING

AGENDA ITEM 4

FALKIRK COUNCIL

Subject: **LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN JANUARY 2016 AND NOTIFICATIONS OF PUBLIC PROCESSIONS PENDING**
Meeting: **CIVIC LICENSING COMMITTEE**
Date: **16 MARCH 2016**
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 which were granted by officers under delegated powers between 1 January 2016 and 31 January 2016 along with pending Public Processions.

2. REPORT

2.1 The Appendices to this report provide details of applications granted by officers under delegated powers and notifications of pending Public Processions.

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

January 2016 – Appendix 1

Application Type	Private Hire Operator	Private Hire Driver	Taxi Operator	Taxi Driver
New	0	2	1	2
Renewal	5	4	34	49

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

January 2016– Appendix 2

Application	Type	Number
House in Multiple Occupation	Renewal	3
Late Hours Catering	Renewal	4
Public Charitable Collection	Temporary	3
Second Hand Dealer	New	1
Second Hand Dealer	Renewal	2
Skin Piercing and Tattooing	New	1
Street Trader (Static)	New	1
Window Cleaner	New	1

2.4 Appendix 3 details 33 parades notified to the licensing authority which are currently pending. 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.

…….
Chief Governance Officer
Date: 8 March 2016
Contact Officer: Bryan Douglas, Licensing Co-ordinator (telephone 501262)

LIST OF BACKGROUND PAPERS

None.

Taxi/Private Hire Appendix 1

	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
1	460	Private Hire Car Driver	New	04/12/2015	Delegate	05/01/2016	Watson, Alan Edward
2	461	Private Hire Car Driver	New	09/12/2015	Delegate	07/01/2016	Moqsud, Zoheb
3	335	Private Hire Car Driver	Renewal	25/11/2015	Delegate	08/01/2016	Gray, Thomas
4	359	Private Hire Car Driver	Renewal	30/11/2015	Delegate	29/01/2016	Millar, Lynne Sandra
5	363	Private Hire Car Driver	Renewal	15/12/2015	Delegate	15/01/2016	Smith, Callum McLean
6	362	Private Hire Car Driver	Renewal	23/12/2015	Delegate	22/01/2016	Middleton, Robert
7	020	Private Hire Car Operator	Renewal	23/11/2015	Delegate	08/01/2016	Thomson, John McDonald
8	012	Private Hire Car Operator	Renewal	25/11/2015	Delegate	08/01/2016	Flemings (Taxis) Falkirk
9	007	Private Hire Car Operator	Renewal	30/11/2015	Delegate	08/01/2016	Jaffa, Stewart Andrew
10	066	Private Hire Car Operator	Renewal	22/12/2015	Delegate	15/01/2016	Young, Barry Andrew
11	080	Private Hire Car Operator	Renewal	23/12/2015	Delegate	15/01/2016	Welsh, John
12	2037	Taxi Driver	New	25/11/2015	Delegate	13/01/2016	Kelly, Sharon Allison
13	2039	Taxi Driver	New	08/12/2015	Delegate	25/01/2016	Polson, Daniel
14	1230	Taxi Driver	Renewal	06/01/2015	Delegate	29/01/2016	Paterson, Alan
15	1223	Taxi Driver	Renewal	23/11/2015	Delegate	08/01/2016	McNiven, John
16	1667	Taxi Driver	Renewal	23/11/2015	Delegate	08/01/2016	Gillespie, Steven Alexander Charles
17	1823	Taxi Driver	Renewal	24/11/2015	Delegate	08/01/2016	Forsyth, Steven
18	1893	Taxi Driver	Renewal	24/11/2015	Delegate	08/01/2016	Miller, Alan
19	1523	Taxi Driver	Renewal	24/11/2015	Delegate	08/01/2016	Gray, Dennis Maurice
20	1657	Taxi Driver	Renewal	24/11/2015	Delegate	08/01/2016	Tahir, Wasim
21	1826	Taxi Driver	Renewal	26/11/2015	Delegate	08/01/2016	Wisdom, Brian Stewart
22	1692	Taxi Driver	Renewal	26/11/2015	Delegate	08/01/2016	McLaughlan, James
23	1449	Taxi Driver	Renewal	26/11/2015	Delegate	08/01/2016	Geoghegan, Kevin
24	0336	Taxi Driver	Renewal	26/11/2015	Delegate	08/01/2016	Stewart, Alexander David
25	0973	Taxi Driver	Renewal	26/11/2015	Delegate	15/01/2016	Hunter, James
26	1400	Taxi Driver	Renewal	27/11/2015	Delegate	08/01/2016	Templeton, Adam Webster
27	1971	Taxi Driver	Renewal	27/11/2015	Delegate	08/01/2016	Inglis, Christopher Robert
28	1771	Taxi Driver	Renewal	27/11/2015	Delegate	08/01/2016	McCheyne, Charles Anthony
29	1437	Taxi Driver	Renewal	27/11/2015	Delegate	08/01/2016	Scott, Michael
30	1001	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Stowe, Robert
31	0867	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Prentice, James McLeish
32	1767	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	McAlpine, Craig
33	0043	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Pender, Steven
34	0901	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Snedden, Shaun
35	1986	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Irving, Paul
36	1892	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	McDonald, Nicholas
37	1570	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Chatburn, Garry
38	1568	Taxi Driver	Renewal	30/11/2015	Delegate	08/01/2016	Dodds, Daniel Penman
39	1629	Taxi Driver	Renewal	01/12/2015	Delegate	08/01/2016	Mlilo, Phethezakhe
40	0038	Taxi Driver	Renewal	01/12/2015	Delegate	08/01/2016	Fish, John O'Connor
41	0985	Taxi Driver	Renewal	02/12/2015	Delegate	08/01/2016	Robertson, George
42	0099	Taxi Driver	Renewal	08/12/2015	Delegate	08/01/2016	McDonald, Malcolm
43	1281	Taxi Driver	Renewal	09/12/2015	Delegate	08/01/2016	MacKenzie, Cameron Glen
44	1522	Taxi Driver	Renewal	15/12/2015	Delegate	15/01/2016	Smith, Ian Charles
45	1694	Taxi Driver	Renewal	15/12/2015	Delegate	15/01/2016	Phillips, Barry William
46	1817	Taxi Driver	Renewal	15/12/2015	Delegate	15/01/2016	Ferrie, Paul Gerard
47	0185	Taxi Driver	Renewal	15/12/2015	Delegate	15/01/2016	Briggs, Alan
48	1695	Taxi Driver	Renewal	16/12/2015	Delegate	15/01/2016	Blue, John
49	1992	Taxi Driver	Renewal	16/12/2015	Delegate	15/01/2016	Hunter, Robert
50	1006	Taxi Driver	Renewal	16/12/2015	Delegate	15/01/2016	Wilsdon, Charles
51	1428	Taxi Driver	Renewal	18/12/2015	Delegate	20/01/2016	Kirkwood, William
52	1016	Taxi Driver	Renewal	21/12/2015	Delegate	15/01/2016	Ansley, David Francis
53	0974	Taxi Driver	Renewal	21/12/2015	Delegate	15/01/2016	Alexander, Gordon William
54	1230	Taxi Driver	Renewal	21/12/2015	Delegate	29/01/2016	Paterson, Alan
55	1579	Taxi Driver	Renewal	22/12/2015	Delegate	15/01/2016	Young, Barry Andrew

	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
56	0162	Taxi Driver	Renewal	22/12/2015	Delegate	15/01/2016	Irwin, Robert
57	0852	Taxi Driver	Renewal	22/12/2015	Delegate	22/01/2016	Doig, Alistair Thomson
58	1908	Taxi Driver	Renewal	23/12/2015	Delegate	22/01/2016	McDonald, Martin Daniel
59	1691	Taxi Driver	Renewal	23/12/2015	Delegate	22/01/2016	Cairns, Norman Thomas
60	0230	Taxi Driver	Renewal	23/12/2015	Delegate	29/01/2016	Barker, Kenneth
61	1824	Taxi Driver	Renewal	24/12/2015	Delegate	22/01/2016	Johnston, Alistair MacDonald
62	1463	Taxi Driver	Renewal	24/12/2015	Delegate	22/01/2016	Simpson, Derek Thomas
63	214	Taxi Operator	New	23/12/2015	Delegate	21/01/2016	Fenwick, Thomas Andrew
64	253	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
65	199	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
66	249	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
67	237	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
68	230	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
69	229	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
70	203	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
71	218	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Pringle, Janet
72	189	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
73	528	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
74	527	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
75	437	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
76	270	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
77	256	Taxi Operator	Renewal	25/11/2015	Delegate	08/01/2016	Munro Cars Ltd
78	335	Taxi Operator	Renewal	27/11/2015	Delegate	08/01/2016	Higgins, John Jenkins
79	251	Taxi Operator	Renewal	30/11/2015	Delegate	08/01/2016	Pender, Steven
80	250	Taxi Operator	Renewal	01/12/2015	Delegate	08/01/2016	Fish, John O'Connor
81	148	Taxi Operator	Renewal	04/12/2015	Delegate	08/01/2016	Hay, James Taylor
82	236	Taxi Operator	Renewal	08/12/2015	Delegate	08/01/2016	McDonald, Malcolm
83	195	Taxi Operator	Renewal	14/12/2015	Delegate	15/01/2016	Traynor, Paul
84	193	Taxi Operator	Renewal	14/12/2015	Delegate	15/01/2016	Forsyth, Steven
85	272	Taxi Operator	Renewal	15/12/2015	Delegate	15/01/2016	Briggs, Alan
86	332	Taxi Operator	Renewal	16/12/2015	Delegate	15/01/2016	Wilsdon, Charles
87	127	Taxi Operator	Renewal	17/12/2015	Delegate	15/01/2016	White, Belinda Jane
88	300	Taxi Operator	Renewal	17/12/2015	Delegate	15/01/2016	Young, Anthony
89	002	Taxi Operator	Renewal	17/12/2015	Delegate	15/01/2016	Gibb, John Binnie Sinclair
90	310	Taxi Operator	Renewal	21/12/2015	Delegate	15/01/2016	Sharp, Andrew Deans
91	175	Taxi Operator	Renewal	21/12/2015	Delegate	15/01/2016	Easton, Roy
92	281	Taxi Operator	Renewal	22/12/2015	Delegate	15/01/2016	Alexander, Gordon William
93	128	Taxi Operator	Renewal	23/12/2015	Delegate	22/01/2016	McMeechan, Louise
94	282	Taxi Operator	Renewal	23/12/2015	Delegate	22/01/2016	Lewis, Ian Raymond
95	346	Taxi Operator	Renewal	23/12/2015	Delegate	22/01/2016	McLaughlan, James
96	138	Taxi Operator	Renewal	23/12/2015	Delegate	22/01/2016	Higgins, James Prentice
97	260	Taxi Operator	Renewal	23/12/2015	Delegate	22/01/2016	Barker, Kenneth

Civic Applications Appendix 2

	Licence No.	Type	Date	Name	Employee Name	Premises	Location	Activity Licensed for/Maximm No. of Tenants	Date of Decision	Type	Status
1	053	House in Multiple Occupation	07/08/2015	NHS Forth Valley Board	Joe Woods	2 Sunnyside Road Camelon Falkirk		5	29/01/2016	Renewal	Delegate
2	052	House in Multiple Occupation	07/08/2015	NHS Forth Valley Board	Joe Woods	2A Sunnyside Road Camelon Falkirk FK1 4BG		3	12/01/2016	Renewal	Delegate
3	046	House in Multiple Occupation	16/11/2015	NHS Forth Valley Board	Joe Woods	14/14a Arnothill Gardens 14a Arnothill Gardens Falkirk FK1 5BQ		3	29/01/2016	Renewal	Delegate
4	168	Late Hours Catering	11/12/2015	Elliot Jardine t/a McDonalds	Kevin Bruce Reid	McDonalds Drive-Thru Restaurant Earlsgate Earls Road Grangemouth		Quick Service Restaurant	26/01/2016	Renewal	Delegate
5	224	Late Hours Catering	05/10/2015	Asda Stores Ltd	Mark McGrevey	Asda Dock Road Grangemouth FK3 8YS		Supermarket	18/01/2016	Renewal	Delegate
6	175	Late Hours Catering	29/09/2015	BP Express Shopping Limited	Victoria McKenzie	Earlsgate Filling Station Falkirk Road Grangemouth		Petrol Station	11/01/2016	Renewal	Delegate
7	225	Late Hours Catering	13/11/2015	Certas Energy Ltd	Derek Paton	Carronvale Service Station 263 Main Street Larbert FK5 4PX		Service Station	27/01/2016	Renewal	Delegate
8	1469	Public Charitable Collection	26/10/2015	Kidney Kids Scotland	Sheena Dunsmore		The Falkirk Community Stadium, Westfield, Grangemouth Road, Falkirk Falkirk v Alloa		27/01/2016	Flag Day	Delegate
9	/0242	Public Charitable Collection	18/01/2016	British Heart Foundation	Eleanor Griffin		Falkirk High Street, Falkirk		26/01/2016	Flag Day	Delegate
10	/0220	Public Charitable Collection	25/01/2016	Falkirk & Central Scotland Samaritans			Falkirk Town Centre, Falkirk		26/01/2016	Flag Day	Delegate
11	394	Second Hand Dealer	27/11/2014	A9 Car Sales Ltd	Jeffrey Adam Cockburn	A9 Car Sales Ltd 202 Stirling Road Larbert Falkirk FK5 3NJ		Used Cars	26/01/2016	New	Delegate
12	177	Second Hand Dealer	03/11/2015	John Morgan		2 Dryburgh Avenue Denny FK6 6AD		Used cars	08/01/2016	Renewal	Delegate
13	329	Second Hand Dealer	25/11/2015	Norman Haslam		'Elspy' Beancross Road Grangemouth		Vehicles	26/01/2016	Renewal	Delegate
14	003	Skin Piercing and Tattooing	22/10/2015	Claire's Accessories	Elizabeth Agnew	Claire's Accessories Unit 1 Howgate Centre Falkirk FK1 1HG		Cosmetic body piercing (including ear piercing)	01/01/2016	New	Delegate
15	1317	Street Trader (Static)	25/11/2015	Brian Russell			Car Park area at Smith & Frater Westmains Industrial Estate Grangemouth FK3 8YE	Hot and Cold Food & Drink	08/01/2016	New	Delegate
16	460	Window Cleaner	11/12/2015	James Forbes			Falkirk Council Area		11/01/2016	New	Delegate

APPENDIX 3

Ref. No.	Notification Date	Organisation	Proposed Date	Expected Number of Marchers	Time/Area
16/03	15/02/2016	Grangemouth Children's Day	18/06/2016	3000	1.30 pm - Grangemouth
16/04	18/02/2016	Bo'ness Children's Fair Festival	24/06/2016	2000	12 noon – Bo'ness
16/05	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	450	9.30 am - Bainsford/Falkirk
16/06	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.45 am - Bainsford
16/07	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.30 am - Carronshore
16/08	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	3.45 pm – Carronshore
16/09	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.15 am – Westquarter and Redding
16/10	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	3.45 am – Westquarter and Redding
16/11	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	60	8.45 am – Falkirk
16/12	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	120	3.30 pm – Falkirk
16/13	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.30 am – Stenhousemuir
16/14	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	3.45 pm – Stenhousemuir

Ref. No.	Notification Date	Organisation	Proposed Date	Expected Number of Marchers	Time/Area
16/15	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	100	8.30 am - Camelon
16/16	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	100	3.45 pm – Camelon
16/17	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	450	9.30 am – Bainsford and Falkirk
16/18	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.45 am – Bainsford
16/19	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.30 am – Carronshore
16/20	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	3.45 pm – Carronshore
16/21	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.15 am – Westquarter and Redding
16/22	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	3.45 pm – Westquarter and Redding
16/23	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	60	8.45 am – Falkirk
16/24	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	120	3.30 pm – Falkirk
16/25	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	8.30 am – Stenhousemuir
16/26	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	70	3.45 pm – Stenhousemuir
16/27	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	100	8.30 am – Camelon

Ref. No.	Notification Date	Organisation	Proposed Date	Expected Number of Marchers	Time/Area
16/28	19/02/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	100	3.45 pm – Camelon
16/29	22/02/2016	Camelon War Memorial Committee	23/04/2016	600	11.15 am – Camelon
16/30	25/02/2016	Falkirk District Arts & Civic Council	14/05/2016	200	2.00 pm – Falkirk Town Centre
16/31	24/02/2016	Apprentice Boys of Derry Club Grangemouth Branch	28/05/2016	80	8.45 am – Bo'ness
16/32	24/02/2016	Apprentice Boys of Derry Club Grangemouth Branch	28/05/2016	80	9.45 am – Grangemouth
16/33	24/02/2016	Apprentice Boys of Derry Club Grangemouth Branch	28/05/2016	80	4.00 pm – Grangemouth
16/34	25/02/2016	Shieldhill Flute Band	02/04/2016	30	6.30 pm – Shieldhill
16/35	04/03/2016	Loyal Orange Institution of Scotland Falkirk District 36	25/06/2016	4500	1.15 pm – Falkirk

AGENDA ITEM 5

CIVIC LICENSING ENFORCEMENT – JANUARY 2016

AGENDA ITEM 5

FALKIRK COUNCIL

Subject: **CIVIC LICENSING ENFORCEMENT – JANUARY 2016**
Meeting: **CIVIC LICENSING COMMITTEE**
Date: **16 March 2016**
Author: **CHIEF GOVERNANCE OFFICER**

1. INTRODUCTION

1.1 The Licensing Enforcement Officer undertook various aspects of enforcement in January 2016. 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/ Taxi-Private Hire Licence
- DVLA driving 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
- Wheelchair vehicle ramps

2.3 In January 2016, 16 taxis and 1 private hire car were inspected by the Licensing Enforcement Officer. The majority of these checks were found to be in order with the exception of the following matters:-

Taxi Operator 437 and 503 – both meters were found to be running 5 and 7 minutes slow.
This is a breach of taxi licence condition number 32.

The operators were written to and requested to attend the licensing offices and provide evidence that the meter time had been corrected. Both meters are now fully compliant.

3. CIVIC LICENSING ENFORCEMENT CHECKS

3.1 During January 2016, the Licensing Enforcement Officer undertook 16 civic licensing compliance checks and enquiries.

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

- Second Hand Dealers – five routine checks of licensed premises were carried out to ensure that the licence holder details were correct, that the licence was being properly displayed and that the register of sales was being kept up to date. All were found to be in order. One enquiry was also carried out with a new business which is being set up.

- Late Hours Catering – one routine check of licensed premises was carried out which established that there had been a change of ownership and an application form for a licence was subsequently issued. One enquiry was also carried out with premises which have applied for a licence to confirm their current operating hours.

- Street Trader – five routine checks of licensed street traders (mobile shop; mobile fish van; three snack vans) were carried out to ensure that the licence holder details were correct. All were found to be in order.

- Window Cleaner – one routine check of a licensed window cleaner carried out to ensure that the licence holder details were correct. All was found to be in order.

- Skin Piercing – two routine checks of licensed premises were carried out to ensure that the licence holder details were correct and that the licence and notices were being properly displayed. Both premises were found to be in order.

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 In addition to the above, the Licensing Enforcement Officer carried out 4 knowledge tests involving 6 candidates. 2 site notice checks were also carried out.

4. CIVIC LICENSING COMPLAINTS

A complaint was received from a male cyclist regarding a taxi driver who had been negotiating the mini roundabout at Cockburn Street and Hodge Street, Falkirk. He alleged that the taxi driver had caused him to brake violently to avoid a collision and that the taxi driver had also made a rude hand gesture towards him. The taxi driver had not stopped and a short time later, as the cyclist was still standing at the side of the road, the taxi driver drove past him and once again made a rude hand gesture towards

him. The taxi driver was traced and when spoken to about the incident denied that his driving had caused the cyclist to brake violently.
He maintained that he had the right of way on the roundabout. He also denied that he had made any rude hand gestures towards the cyclist.

A complaint was received from a male motorist regarding a taxi driver and his manner of driving in Carronvale Road, Larbert. He alleged that he had stopped at a road calming measure to allow an oncoming vehicle to pass. However, the taxi driver had driven past him and had then stopped in such a position that the oncoming vehicle struggled to pass him. The taxi driver had then driven into the grounds of Ladeside Primary School. The complainer had approached the taxi driver and remonstrated with him about the manner of his driving and alleged that the taxi driver had used a swear word when replying to him. The taxi driver was traced and when spoken to about the incident he stated that he thought the complainer's vehicle had been parked at the side of the road, along with other vehicles, and that was why he had driven past him. He also stated that there had been a space for him to park in to allow the oncoming vehicle to pass. He did admit that when confronted by the complainer he had used a swear word. He accepted that he should not have done so and was apologetic.

The complainants were advised of the outcome of their complaints and were satisfied with the course 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: 7 March 2016

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

LIST OF BACKGROUND PAPERS

None