

The background of the page features a large, light blue watermark of the Seal of the City of Victoria. The seal consists of a shield divided into four quadrants. The top-left quadrant shows a sailing ship on the water. The top-right quadrant shows a stag's head with antlers. The bottom-left quadrant shows a beaver. The bottom-right quadrant shows a grizzly bear. Above the shield is a crown with four maple leaves. Below the shield is a banner with the motto "VICTORIA ANNE FOR A'".

AGENDA ITEM

3

MINUTE

MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 13 JANUARY 2016 at 9.30 a.m.

COUNCILLORS:

Jim Blackwood
Baillie William Buchanan
Paul Garner
Gordon Hughes
Baillie Joan Paterson (Convener)
Depute Provost John Patrick
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

CL107. ORDER OF BUSINESS

In terms of Standing Order 14.2(i), Baillie Paterson 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.

CL108. APOLOGY

An apology for absence was intimated on behalf of Provost Reid.

CL109. DECLARATIONS OF INTEREST

Councillor Ritchie declared a non-financial interest in Items CL122 and CL123 by virtue of having prior knowledge of the applicants, in consequence of which she recused herself from consideration of the items, having regard to the objective test in the Code of Conduct.

CL110. MINUTE

Decision

The minute of the meeting of the Civic Licensing Committee held on 2 December 2015 was approved.

CL111. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN NOVEMBER 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 November and 30 November 2015 in terms of the Civic Government (Scotland) Act 1982, and (b) notifications of pending public processions.

Decision

The committee noted the report.

CL112. CIVIC LICENSING ENFORCEMENT – NOVEMBER 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 November 2015.

The committee noted the report.

CL113. KNOWLEDGE TEST FAILURES

The committee considered a report by the Chief Governance Officer (a) summarising two applicants' applications and knowledge test results, and (b) the options available to members.

Decision

The committee agreed to refuse the taxi driver licences in terms of the Civic Government (Scotland) Act 1982, s.13(5) on the grounds that the applicants, Mr Purdie and Mr Somerville, having both failed to pass the knowledge test, have failed to satisfy the Authority that they had adequate knowledge of the area to which the licence relates and the layout of the roads in the area.

CL114. 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.

CL115 APPLICATION FOR THE GRANT OF A NEW LATE HOURS CATERING LICENCE

Mr McD, agent and Mr C, employee 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 late hours catering licence (a) advising of the background to the application; (b) summarising the consultations undertaken and responses received, and (c) detailing the applicant company's record.

Decision

The committee agreed to grant the late hours catering licence for a period of one year subject to the standard conditions.

CL116. APPLICATION FOR THE VARIATION OF A LATE HOURS CATERING LICENCE

Mr C and Mr R, the two directors of the applicant company, entered the meeting.

The committee considered a report by the Chief Governance Officer on an application received for the variation of a late hours catering licence (a) advising of the background to the application; (b) referring to the recent amendments made to the policy and conditions applicable to late hours catering licences as it relates to Falkirk Town Centre, and (c) detailing the consultations undertaken and the responses received.

Mr C and Mr R were heard in support of the application.

Questions were then asked by members of the committee.

AGREED that a short adjournment take place.

The applicants were then recalled to the meeting.

Decision

The committee refused the application for the variation of a late hours catering licence as there was no justification to depart from Council policy with regard to these premises.

Councillor Ritchie left the meeting after consideration of the previous item of business.

CL117. APPLICATION FOR THE GRANT OF A NEW TAXI OPERATOR LICENCE

Members were advised that two letters of objection had been received in respect of the application and that both had been received within the 28 days permitted for objections.

The two objectors, Mr N and Mr D entered the meeting accompanied by their agent, Mr S and Mr K, Interpreter.

The Licensing Co-ordinator advised that the applicant, Mr S, had contacted the Licensing Office on 11 January stating that he was unable to attend due to illness and requested that the matter be continued. Mr S, had also confirmed that he had an appointment with his GP today.

Discussion took place on the continuation request made by the applicant.

Decision

The committee agreed to continue the application to a future meeting of the Civic Licensing committee to allow the applicant to be in attendance.

CL118. SUSPENSION HEARING IN RELATION TO TAXI DRIVER LICENCE NO.1889

Two of the complainants, Mr N and Mr D entered the meeting accompanied by their agent, Mr S. Three additional complainants, Mr T, Mr P and Mr S were also in attendance.

Members were advised of the background to the complaint and the requests received seeking the suspension of the taxi driver licence.

The Licensing Co-ordinator advised that the appellant, Mr S, had contacted the Licensing Office on 11 January stating that he was unable to attend due to illness and requested that the matter be continued. Mr S, had also confirmed that he had an appointment with his GP today.

Discussion took place on the continuation request made by the appellant.

Decision

The committee agreed to continue the matter to a future meeting of the Civic Licensing committee to allow the applicant to be in attendance.

Councillor Ritchie left the meeting following the foregoing item of business.

CL119. APPLICATION FOR THE GRANT OF A NEW PRIVATE HIRE CAR OPERATOR LICENCE

Mr M, a Director of the applicant company, entered the meeting.

The committee considered a report by the Chief Governance Officer on an application received for the grant of a new private hire car operator licence (a) advising of 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 grant the private hire car operator licence for a period of one year subject to the standard conditions.

CL120. APPLICATION FOR THE GRANT OF A NEW PRIVATE HIRE CAR DRIVER LICENCE

The applicant, Mr H, entered the meeting.

The committee considered a report by the Chief Governance Officer on an application received 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 H spoke in support of the application.

Questions were then asked by members of the committee.

Decision

The committee agreed to instruct officers to arrange for the applicant to undertake a medical; and should he fail the medical to remit the matter back to committee for consideration; should the applicant pass the medical, to authorise the Chief Governance Officer to grant the taxi driver licence for a period of one year, subject to the standard conditions and with a warning letter.

CL121. APPLICATIONS FOR THE GRANT OF A NEW PRIVATE HIRE CAR DRIVER AND PRIVATE HIRE CAR OPERATOR LICENCE

The applicant, Ms F, entered the meeting.

The committee considered a report by the Chief Governance Officer on applications received for the grant of a new private hire car driver licence and private hire car operator licence (a) advising of the background to the applications; (b) detailing the consultations undertaken and responses received, and (c) in respect of the private hire car driver licence application, taking into account the applicant's record.

Ms F spoke in support of the applications.

Questions were then asked by members of the committee.

Decision

The committee agreed:-

- (1) to instruct officers to arrange for the applicant to undertake a medical; and should she 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 private hire car driver licence for a period of one year, subject to the standard conditions, and**
- (2) to grant the new private hire car operator licence for a period of one year, subject to the standard conditions.**

CL122. APPLICATION FOR THE RENEWAL OF A TAXI 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 taxi driver licence (a) advising of 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 renew the taxi driver licence for a period of one year subject to the standard conditions and with a severe warning letter.

CL123. SUSPENSION HEARING IN RELATION TO TAXI DRIVER LICENCE NO.1886

The complainant, Mrs S entered the meeting accompanied by her witness, Ms S.

The licence holder, Mr S S entered the meeting accompanied by his agent, Mr S and Mr K, interpreter.

Mr S raised a preliminary matter relating to the format of the hearing and, in particular to the witness being present at this stage, and whether or not to hear evidence from said witness.

After hearing from the Clerk in response to the preliminary matter, the committee agreed to a short adjournment.

The committee adjourned at 11.50 a.m. and reconvened at 12 noon with all members present as per the sederunt, with the exception of Councillor Ritchie.

The committee agreed that Ms S be heard as a witness for the complainer but that she be asked to leave until she was called to give evidence by Mrs S. Ms S left the meeting at this stage.

Members were advised of the background to the complaint which related to the alleged failure of the taxi driver to fulfil a hire that was pre-booked in breach of taxi driver licence conditions Nos. 15, 26 & 27.

Reference was made to the wording within recommendation 6.2(b) of the report which contained an error. It was confirmed that the appellant had been cited to be heard in relation to whether or not a condition of the licence had been contravened per paragraph 11(2)(d) of the Civic Government (Scotland) act 1982.

Mrs S spoke in amplification of the complaint, a copy of which had been circulated to the committee.

Mrs S called her witness. Ms S entered the meeting.

Having heard from the Council's Enforcement Officer that the typed witness statement was the same as the signed, handwritten witness statement made by Ms S, the committee agreed to the typed witness statement being circulated.

Ms S then spoke in relation to the matters outlined in her witness statement.

Questions were asked of Mrs S and Ms S by members of the committee and by the appellant's agent.

Having heard from the Council's Enforcement Officer that the typed witness statement was the same as the signed, handwritten witness statement made by Ms C, the committee agreed to the typed witness statement being circulated.

Further questions were asked of Ms S by members of the committee and by the appellant's agent.

Mr S was then heard in relation to the complaint.

Questions were asked of Mr S, by members of the committee and by the complainant.

The committee agreed to a short adjournment.

The committee adjourned at 2.15 p.m. and reconvened at 2.25 with all members present as per the sederunt, with the exception of Councillor Ritchie.

Further questions were asked of Mr S by members of the committee and by the complainant.

There being no further questions, both parties summed up.

The committee agreed to a further adjournment to enable members to consider the submissions.

The complainant, Mrs S, her witness, Ms S; the appellant, Mr S S, his agent, Mr S and the interpreter, Mr K all left the meeting.

The committee adjourned at 2.45 p.m and reconvened at 3.30 p.m. with all members present as per the sederunt, with the exception of Councillors Blackwood and Ritchie.

The complainant, Mrs S, her witness, Ms S; the appellant, Mr S S, his agent, Mr S and the interpreter, Mr K were recalled to the meeting.

Decision

The committee, having considered the submissions before it, was not satisfied that the licence should be suspended and therefore agreed to take no further action.



AGENDA ITEM

4

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

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FALKIRK COUNCIL

Subject: LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN DECEMBER 2015 AND NOTIFICATIONS OF PUBLIC PROCESSIONS PENDING
Meeting: CIVIC LICENSING COMMITTEE
Date: 10 February 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 December 2015 and 31 December 2015 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.

December 2015 – Appendix 1

Application Type	Private Hire Operator	Private Hire Driver	Taxi Operator	Taxi Driver
New	0	4	0	3
Renewal	2	6	36	17

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

December 2015– Appendix 2

Application	Type	Number
House in Multiple Occupation	New	5
Public Entertainment	Temporary	1
Public Entertainment	New	1
Second Hand Dealer	Renewal	1
Skin Piercing and Tattooing	Renewal	1
Skin Piercing and Tattooing	Renewal	1
Street Trader (Mobile)	Renewal	2
Street Trader (Mobile)	New	1
Street Trader (Static)	Temporary	1
Window Cleaner	Renewal	1
Window Cleaner	New	1

- 2.4 Appendix 3 details 2 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.

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Chief Governance Officer

Date: 2 February 2016

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	456	Private Hire Car Driver	New	03/11/2015	Delegate	01/12/2015	Paczulla, Andrzej
2	457	Private Hire Car Driver	New	03/11/2015	Delegate	02/12/2015	Razaq, Shafaq Ahmed
3	458	Private Hire Car Driver	New	05/11/2015	Delegate	04/12/2015	Sajid, Muhammad Irfan
4	459	Private Hire Car Driver	New	11/11/2015	Delegate	10/12/2015	Cook, Christopher James
5	233	Private Hire Car Driver	Renewal	29/10/2015	Delegate	18/12/2015	Patrick, Alexander
6	395	Private Hire Car Driver	Renewal	03/11/2015	Delegate	04/12/2015	Moore, Grahame Houston
7	298	Private Hire Car Driver	Renewal	16/11/2015	Delegate	18/12/2015	Fairbairn, Michael Kennedy
8	291	Private Hire Car Driver	Renewal	16/11/2015	Delegate	18/12/2015	Cunningham, Alan
9	184	Private Hire Car Driver	Renewal	16/11/2015	Delegate	18/12/2015	Phillips, David Terence
10	381	Private Hire Car Driver	Renewal	17/11/2015	Delegate	18/12/2015	Grant, Andrew
11	004	Private Hire Car Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
12	048	Private Hire Car Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
13	2023	Taxi Driver	New	24/08/2015	Delegate	09/12/2015	Livingston, Walter McQueen
14	2035	Taxi Driver	New	05/11/2015	Delegate	04/12/2015	Amin, Muhammad
15	2036	Taxi Driver	New	11/11/2015	Delegate	21/12/2015	Duguid, Mark
16	0896	Taxi Driver	Renewal	04/11/2015	Delegate	04/12/2015	Montgomery, Christopher
17	1895	Taxi Driver	Renewal	05/11/2015	Delegate	04/12/2015	Hayward, Lloyd John
18	1982	Taxi Driver	Renewal	06/11/2015	Delegate	04/12/2015	Penman, Julie
19	1857	Taxi Driver	Renewal	09/11/2015	Delegate	11/12/2015	Armstrong, Robert
20	0483	Taxi Driver	Renewal	09/11/2015	Delegate	11/12/2015	Beattie, Thomas
21	1853	Taxi Driver	Renewal	09/11/2015	Delegate	11/12/2015	O'Donnell, David John
22	1708	Taxi Driver	Renewal	16/11/2015	Delegate	18/12/2015	Colston, George
23	0617	Taxi Driver	Renewal	16/11/2015	Delegate	18/12/2015	Stevenson, Raymond
24	1904	Taxi Driver	Renewal	16/11/2015	Delegate	18/12/2015	Taylor, Alexander Sloan
25	0960	Taxi Driver	Renewal	16/11/2015	Delegate	18/12/2015	Allan, Thomas Girvan
26	1947	Taxi Driver	Renewal	17/11/2015	Delegate	18/12/2015	Marshall, David
27	1827	Taxi Driver	Renewal	18/11/2015	Delegate	18/12/2015	Walusiak, Aleksander Jan
28	1952	Taxi Driver	Renewal	18/11/2015	Delegate	18/12/2015	McLaren, Peter
29	0357	Taxi Driver	Renewal	19/11/2015	Delegate	18/12/2015	McMillan, Thomas
30	1813	Taxi Driver	Renewal	20/11/2015	Delegate	18/12/2015	Farrell, Allan Stewart
31	1944	Taxi Driver	Renewal	20/11/2015	Delegate	18/12/2015	Donaldson, Scott
32	1216	Taxi Driver	Renewal	27/11/2015	Delegate	23/12/2015	Higgins, James Prentice
33	232	Taxi Operator	Renewal	03/11/2015	Delegate	04/12/2015	Ferguson, James Alexander McNiven
34	299	Taxi Operator	Renewal	09/11/2015	Delegate	11/12/2015	Patterson, Steven
35	223	Taxi Operator	Renewal	09/11/2015	Delegate	11/12/2015	Beattie, Thomas
36	509	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
37	507	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
38	508	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
39	506	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
40	505	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
41	503	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
42	502	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
43	501	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
44	500	Taxi Operator	Renewal	10/11/2015	Delegate	11/12/2015	Blue Star Taxis Ltd
45	263	Taxi Operator	Renewal	11/11/2015	Delegate	11/12/2015	MacDonald, George Alexander
46	284	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
47	278	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
48	257	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
49	255	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
50	482	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
51	258	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
52	461	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
53	356	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
54	330	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
55	254	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd

	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
56	238	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Stevenson, Raymond
57	456	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
58	450	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
59	446	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
60	412	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
61	372	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
62	365	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
63	353	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
64	316	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	MacDonald, George Carlaw Wright
65	276	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
66	266	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
67	262	Taxi Operator	Renewal	16/11/2015	Delegate	18/12/2015	Bruce Taxis Ltd
68	224	Taxi Operator	Renewal	19/11/2015	Delegate	18/12/2015	McMillan, Thomas

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	021	House in Multiple Occupation	10/08/2015	Falkirk Council	Morven McGinlay	83 Garry Place Grangemouth		3	07/12/2015	Renewal	Delegate
2	024	House in Multiple Occupation	10/08/2015	Falkirk Council	Morven McGinlay	86 Garry Place Grangemouth Falkirk		3	07/12/2015	Renewal	Delegate
3	023	House in Multiple Occupation	10/08/2015	Falkirk Council	Morven McGinlay	85 Garry Place Grangemouth Falkirk		3	07/12/2015	Renewal	Delegate
4	022	House in Multiple Occupation	10/08/2015	Falkirk Council	Morven McGinlay	84 Garry Place Grangemouth		3	07/12/2015	Renewal	Delegate
5	025	House in Multiple Occupation	10/08/2015	Falkirk Council	Morven McGinlay	87 Garry Place Grangemouth		3	07/12/2015	Renewal	Delegate
6	040	House in Multiple Occupation	23/10/2015	Falkirk Council	Lesley Gibson	Flat 1 Castings Hostel 14 Castings Avenue Falkirk		6	16/12/2015	Renewal	Delegate
7	044	House in Multiple Occupation	23/10/2015	Falkirk Council	Lesley Gibson	Flat 5 Castings Hostel 14 Castings Avenue Falkirk		6	14/12/2015	Renewal	Delegate
8	043	House in Multiple Occupation	23/10/2015	Falkirk Council	Lesley Gibson	Flat 4 Castings Hostel 14 Castings Avenue Falkirk		3	16/12/2015	Renewal	Delegate
9	042	House in Multiple Occupation	23/10/2015	Falkirk Council	Lesley Gibson	Flat 3 Castings Hostel 14 Castings Avenue Falkirk		3	16/12/2015	Renewal	Delegate
10	041	House in Multiple Occupation	23/10/2015	Falkirk Council	Lesley Gibson	Flat 2 Castings Hostel 14 Castings Avenue Falkirk		6	16/12/2015	Renewal	Delegate
11	186	Public Entertainment	07/12/2015	Cloybank Estate Ltd	Claire Buchanan	Cloybank Estate Braeface Road Banknock FK4 1UE		Christmas Family Fun Day with craft stalls	09/12/2015	New	Delegate
12	184	Public Entertainment	29/11/2015	Falkirk Community Trust	Lyndy Lorraine Donaldson	The Helix Park Falkirk		Fire performances and lighting installations at locations around the park	17/12/2015	Temporary	Delegate

	Licence No.	Type	Date	Name	Employee Name	Premises	Location	Activity Licensed for/Maximm No. of Tenants	Date of Decision	Type	Status
13	363	Second Hand Dealer	03/09/2015	David Graham Vehicle Repairs Ltd	David Graham	David Graham Vehicle Repairs Ltd 64 Union Road Camelon Falkirk FK1 4PF		Used cars and vans	16/12/2015	Renewal	Delegate
14	001	Skin Piercing and Tattooing	17/09/2015	Callum James McPherson		Flashpoint 4 Callendar Road Falkirk FK1 1XQ		Tattooing (including semi-permanent and micropigmentation)	14/12/2015	Renewal	Delegate
15	003	Skin Piercing and Tattooing	22/10/2015	Claire's Accessories	Elizabeth Agnew	Claire's Accessories Unit 1 Howgate Centre Falkirk FK1 1HG		Ear Piercing Only	23/12/2015	Temporary	Delegate
16	1162	Street Trader (Mobile)	12/10/2015	Margaret Cowan			Various locations as per attached schedule	Hot & Cold Food, Drinks, Snacks & Confectionery	03/12/2015	Renewal	Delegate
17	995	Street Trader (Mobile)	29/10/2015	Allan Robert Rodger			See attached schedule	Ice Cream, Confectionary, Tobacco, Health Options Food/Drinks	18/12/2015	Renewal	Delegate
18	1316	Street Trader (Static)	12/10/2015	Marta Warelis			2 Burnbank Road Falkirk FK2 7PE	Hot & Cold Food & Drinks	21/12/2015	New	Delegate
19	1332	Street Trader (Static)	02/12/2015	Brian Gray		Greenacre Cottage Redding Road Laurieston Falkirk FK2 9TG	garden of dwelling house	Holly balls and wreaths	18/12/2015	Temporary	Delegate
20	409	Window Cleaner	12/11/2015	Fraser James Richardson			Falkirk Council area		18/12/2015	Renewal	Delegate
21	459	Window Cleaner	19/11/2015	Ian McLeod			Falkirk Council Area		18/12/2015	New	Delegate

APPENDIX 3

Ref Number	Notification Date	Organisation	Proposed Date	Expected No of Marchers	Comments Deadline	Status	Route1
76	28-Sep-15	Camelon Mariners Gala Day Association	11-Jun-16	150	28-May-16	Pending	11.45am - Camlon from Lock 16 Camelon, onto Carmuir Avenue, onto Wilson Road, onto Glasgow Road, onto Main Street, onto Dorator Road, onto Nailer Road and conclude at Stirling Road
84	04-Nov-15	Falkirk Victoria Harriers	10-Apr-16	1000	27-Mar-16	Pending	Grangemouth – 12.00 noon Start the "round the houses 10k" Grangemouth Stadium, Inchyra Road, Bo'ness Road, Union Road, Dundas Street, South Lumley Street, Wood Street, Larch Street, MacKenzie Terrace, Newlands Road, Beancross Road, Inchyra Road, continue along pavement onto right hand side of service road, double back on left side of service road and finish at stadium

The background of the slide features a large, faint, light blue outline of the City of Vancouver coat of arms. The crest includes a crown at the top with four maple leaves, a shield with a ship on the left and a grizzly bear on the right, and a banner at the bottom with the motto 'A NE FOR A'.

AGENDA ITEM

5

**CIVIC LICENSING ENFORCEMENT -
DECEMBER 2015**

FALKIRK COUNCIL

Subject: CIVIC LICENSING ENFORCEMENT – DECEMBER 2015
Meeting: CIVIC LICENSING COMMITTEE
Date: 10 February 2016
Author: CHIEF GOVERNANCE OFFICER

1. INTRODUCTION

- 1.1 The Licensing Enforcement Officer undertook various aspects of enforcement in December 2015. 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

- 2.3 In December 2015, 22 taxis and 4 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 matters:-

Taxi Operator 042 – was found not to be carrying a fire extinguisher.
This is a breach of taxi licence condition number 8.

Private Hire Car Operator 012 – there was no licence holder name sticker displayed.
This is a breach of private hire car licence condition number 14.

Private Hire Car Operator 096 – the taximeter seal was missing.
This is a breach of private hire car licence condition number 31.

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

3. CIVIC LICENSING ENFORCEMENT CHECKS

3.1 During December 2015, the Licensing Enforcement Officer undertook various civic licensing compliance checks and enquiries.

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

- Second Hand Dealers – four 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 – three routine checks of licensed premises were carried out to ensure that the licence holder details were correct and that the licence was being properly displayed. All were found to be in order.
- Street Trader – one enquiry carried out following the submission of a new application. It was subsequently established that a licence was not required as the business is on the valuation roll and not subject to licensing requirements.

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 3 knowledge tests involving 6 candidates. 4 site notice checks were also carried out.

4. CIVIC LICENSING COMPLAINTS

A complaint was received from a female motorist regarding a taxi parked within the car park of the Dobbie Hall, Larbert. She alleged that the driver had been parked near to the disabled access ramp to the premises and had caused an obstruction for other vehicles attempting to access the car park. She had spoken to him about where he was parked, but he had refused to move. The taxi driver when spoken to about the incident stated that he had attended to pick up a wheelchair hire and that prior to the complainer speaking to him two other vehicles had managed to drive past him into the car park. He also added that he had informed the complainer that he had been waiting

on a wheelchair hire and that he had parked in a manner that he felt did not cause an obstruction to any other vehicle accessing the car park.

The complainant was advised of the outcome and was 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: 2 February 2016

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

LIST OF BACKGROUND PAPERS

None