

**MINUTE of MEETING of the CIVIC LICENSING COMMITTEE held in the MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 30 SEPTEMBER 2015 at 9.30 a.m.**

**COUNCILLORS:** Jim Blackwood  
Baillie William Buchanan  
Paul Garner  
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

**CL70. APOLOGY**

An apology was intimated on behalf of Councillor Hughes.

**CL71. DECLARATIONS OF INTEREST**

No declarations were intimated at this stage.

**CL72. MINUTE**

**Decision**

**The minute of the meeting of the Civic Licensing Committee held on 1 September 2015 was approved.**

**CL73. LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN AUGUST 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 August and 31 August 2015 in terms of the Civic Government (Scotland) Act 1982, and (b) notifications of pending public processions.

**Decision**

**The committee noted the report.**

**CL74. CIVIC LICENSING ENFORCEMENT – AUGUST**

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

**The committee noted the report.**

**CL75. 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.

**CL76. REQUEST FOR NOTICE OF EXEMPTION FROM CARRYING A GUIDE DOG, A HEARING DOG OR AN ASSISTANCE DOG**

The applicant, Mr H, entered the meeting.

With reference to Minute of Meeting of the Civic Licensing Committee held on 17 June 2015 (paragraph CL39 refers), the committee considered a report by the Chief Governance Officer on an application from the licence holder for a notice of exemption from the requirement to carry a guide dog and a hearing dog or an assistance dog.

The report set out (a) the background to the application, (b) the implications of the Taxi Driver's Licences (Carrying of Guide Dogs and Hearing Dogs) (Scotland) Regulations 2003, and (c) the results of the medical allergy tests undertaken by the applicant.

Mr H spoke in support of his application.

Questions were then asked by members of the committee.

**Decision**

**The committee agreed to grant a notice of exemption from the requirement to carry a guide dog, a hearing dog or an assistance dog for a period of three years.**

**CL77. APPLICATION FOR THE GRANT OF AN ADDITIONAL TAXI OPERATOR LICENCE**

The Director of the applicant company, Mr F, entered the meeting.

The committee considered a report by the Chief Governance Officer on an application for the grant of an additional taxi operator licence (a) advising of the background to the application, and (b) detailing the consultations undertaken and the responses received.

Mr F spoke in support of the application.

Questions were then asked by members of the committee.

**Decision**

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

#### **CL78. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE**

The applicant, Mr S, was not in attendance.

Having heard from the Licensing Co-ordinator that the applicant had been given the opportunity to attend, but had advised in writing that due to work commitments he was unable to do so the committee determined the application in his absence.

The committee considered a report 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) summarising the consultations undertaken and responses received, and (c) detailing the applicant's record.

##### **Decision**

**The committee agreed:**

- (i) that the applicant be given a final opportunity to take and pass the knowledge test;
- (ii) that, should the applicant fail the knowledge test, the Chief Governance Officer is authorised to refuse the licence without further reference to committee;
- (iii) that, should the applicant take and pass the knowledge test, officers would arrange for the applicant to sit the Council's medical test;
- (iv) that, should the applicant pass both tests, the Chief Governance Officer is authorised to grant the taxi driver licence, and
- (v) that, should the applicant pass the knowledge test but fail the medical test, the application be considered at a future meeting of the committee.

#### **CL79. APPLICATION FOR THE GRANT OF A NEW TAXI DRIVER LICENCE**

The applicant, Mr M, was not in attendance.

The Committee heard from the Licensing Co-ordinator who confirmed that the applicant would not be in attendance and had intimated that he wished to withdraw his application for a new taxi driver licence.

##### **Decision**

**The committee NOTED that Mr M had withdrawn his application for a new taxi driver licence.**

#### **CL80. APPLICATION FOR THE GRANT OF A NEW PRIVATE HIRE CAR DRIVER LICENCE**

The applicant, Mr G, 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) setting out the medical requirements for taxi

drivers; (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.

The committee adjourned at 9.55 a.m. and reconvened at 10.00 a.m. with all members present as per the sederunt.

### **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 private hire car driver licence for a period of six months, subject to the standard conditions. Should the applicant apply to renew the licence thereafter, then the application will be remitted back to the committee for consideration.**

## **CL81. 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 for the grant of a new private hire car driver licence (a) setting out the medical requirements for taxi drivers; (b) summarising 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 grant the private hire car driver licence for a period of six months, together with a warning letter, and subject to the standard conditions. Should the applicant apply to renew the licence thereafter, then the application will be remitted back to the committee for consideration.**

**FALKIRK COUNCIL**

**Subject: LIST OF APPLICATIONS GRANTED UNDER DELEGATED POWERS IN SEPTEMBER 2015 AND NOTIFICATIONS OF PUBLIC PROCESSIONS PENDING**  
**Meeting: CIVIC LICENSING COMMITTEE**  
**Date: 4 NOVEMBER 2015**  
**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 September and 30 September 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.

**September 2015 – 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	0	7	0	2
Renewal	5	2	29	39

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

**September 2015– Appendix 2**

<b>Application</b>	<b>Type</b>	<b>Number</b>
Late Hours Catering	New	1
Metal Dealer	Renewal	1
Public Charitable Collection	Temporary	1
Second Hand Dealer	Renewal	1
Second Hand Dealer	New	1
Skin Piercing and Tattooing	Renewal	1
Street Trader (Mobile)	New	2
Street Trader (Mobile)	Temporary	1
Window Cleaner	New	6

- 2.4 Appendix 3 details 6 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: 26 October 2015

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	441	Private Hire Car Driver	New	10/07/2015	Delegate	02/09/2015	Minal, Michelle Louise
2	435	Private Hire Car Driver	New	24/07/2015	Delegate	02/09/2015	Amin, Muhammad
3	437	Private Hire Car Driver	New	04/08/2015	Delegate	01/09/2015	Ahmed, Saghir
4	439	Private Hire Car Driver	New	10/08/2015	Delegate	10/09/2015	Philliben, Kevin John
5	440	Private Hire Car Driver	New	12/08/2015	Delegate	10/09/2015	Lebzuch, Pawel
6	442	Private Hire Car Driver	New	19/08/2015	Delegate	17/09/2015	Ali, Kasim
7	237	Private Hire Car Driver	New	25/08/2015	Delegate	23/09/2015	Gillies, Colin Hardie
8	176	Private Hire Car Driver	Renewal	14/08/2015	Delegate	11/09/2015	Fernie, Stuart Arthur
9	109	Private Hire Car Driver	Renewal	20/08/2015	Delegate	18/09/2015	McLintock, Kim
10	053	Private Hire Car Operator	Renewal	17/08/2015	Delegate	18/09/2015	Flemings Taxis (Falkirk)
11	054	Private Hire Car Operator	Renewal	17/08/2015	Delegate	18/09/2015	Flemings Taxis (Falkirk)
12	055	Private Hire Car Operator	Renewal	17/08/2015	Delegate	18/09/2015	Flemings Taxis (Falkirk)
13	001	Private Hire Car Operator	Renewal	18/08/2015	Delegate	18/09/2015	Thomson, Helen
14	051	Private Hire Car Operator	Renewal	21/08/2015	Delegate	18/09/2015	Bruce Taxis Ltd
15	2009	Taxi Driver	New	06/05/2015	Delegate	02/09/2015	Baird, Douglas MacDonald
16	2024	Taxi Driver	New	26/08/2015	Delegate	24/09/2015	White, Louise
17	1174	Taxi Driver	Renewal	19/05/2015	Delegate	16/09/2015	Craig, William
18	1655	Taxi Driver	Renewal	12/06/2015	Delegate	04/09/2015	Craig, Derek Andrew
19	1492	Taxi Driver	Renewal	21/07/2015	Delegate	04/09/2015	Crawford, Stuart McLay
20	1863	Taxi Driver	Renewal	05/08/2015	Delegate	04/09/2015	Cassidy, John Philip
21	0781	Taxi Driver	Renewal	05/08/2015	Delegate	04/09/2015	Kearney, John
22	1669	Taxi Driver	Renewal	06/08/2015	Delegate	04/09/2015	Young, John Robert
23	1696	Taxi Driver	Renewal	07/08/2015	Delegate	04/09/2015	McEwan, George
24	1881	Taxi Driver	Renewal	10/08/2015	Delegate	11/09/2015	Goldie, Frank
25	0299	Taxi Driver	Renewal	10/08/2015	Delegate	11/09/2015	Gray, Allan
26	0151	Taxi Driver	Renewal	11/08/2015	Delegate	11/09/2015	Montgomery, William
27	1965	Taxi Driver	Renewal	12/08/2015	Delegate	11/09/2015	Edmond, Michael George
28	1880	Taxi Driver	Renewal	13/08/2015	Delegate	11/09/2015	Kotrys, Mark
29	1200	Taxi Driver	Renewal	17/08/2015	Delegate	18/09/2015	Wilson, John
30	0358	Taxi Driver	Renewal	17/08/2015	Delegate	18/09/2015	Kusztyn, Michael John
31	0546	Taxi Driver	Renewal	17/08/2015	Delegate	18/09/2015	Daly, William Joseph
32	1973	Taxi Driver	Renewal	18/08/2015	Delegate	18/09/2015	Alexander, Jamie Gordon
33	0690	Taxi Driver	Renewal	18/08/2015	Delegate	18/09/2015	Cowan, Douglas
34	0518	Taxi Driver	Renewal	18/08/2015	Delegate	18/09/2015	Macfarlane, John
35	0024	Taxi Driver	Renewal	19/08/2015	Delegate	18/09/2015	Conroy, Kevin
36	0544	Taxi Driver	Renewal	19/08/2015	Delegate	18/09/2015	Rae, Antony James
37	1454	Taxi Driver	Renewal	21/08/2015	Delegate	18/09/2015	Cunningham, George R McG
38	0582	Taxi Driver	Renewal	24/08/2015	Delegate	25/09/2015	Miller, Ian
39	0376	Taxi Driver	Renewal	24/08/2015	Delegate	25/09/2015	Jenkins, Lyndsey Scott
40	0581	Taxi Driver	Renewal	24/08/2015	Delegate	25/09/2015	Mitchell, David
41	1453	Taxi Driver	Renewal	24/08/2015	Delegate	25/09/2015	Leitch, Russell James
42	1465	Taxi Driver	Renewal	26/08/2015	Delegate	25/09/2015	Thomson, John Gillespie
43	1956	Taxi Driver	Renewal	26/08/2015	Delegate	25/09/2015	Stewart, Andrew
44	0547	Taxi Driver	Renewal	26/08/2015	Delegate	25/09/2015	English, Brian
45	0391	Taxi Driver	Renewal	26/08/2015	Delegate	25/09/2015	McArthur, Derek
46	0914	Taxi Driver	Renewal	27/08/2015	Delegate	25/09/2015	Jaffa, David Rennie
47	1810	Taxi Driver	Renewal	27/08/2015	Delegate	25/09/2015	Doyle, Gordon Michael
48	1393	Taxi Driver	Renewal	27/08/2015	Delegate	25/09/2015	Dickson, John
49	0944	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	Scott, Francis
50	1974	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	Bird, Scott
51	0449	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	McKay, Donald
52	0504	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	Cheyne, John
53	1390	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	Webster, James Graham

	Reference No.	Type	Type	Date Received	Status	Decision Date	Individual
54	1744	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	Meaney, Allan James
55	1937	Taxi Driver	Renewal	28/08/2015	Delegate	25/09/2015	Cairns, Scott John
56	075	Taxi Operator	Renewal	07/08/2015	Delegate	04/09/2015	Bradley Taxis
57	041	Taxi Operator	Renewal	10/08/2015	Delegate	11/09/2015	Gray, Allan
58	070	Taxi Operator	Renewal	11/08/2015	Delegate	11/09/2015	Montgomery, William
59	049	Taxi Operator	Renewal	13/08/2015	Delegate	11/09/2015	Buchanan, James Wilson
60	119	Taxi Operator	Renewal	17/08/2015	Delegate	18/09/2015	Kusztyn, Michael John
61	077	Taxi Operator	Renewal	17/08/2015	Delegate	18/09/2015	Daly, William Joseph
62	050	Taxi Operator	Renewal	18/08/2015	Delegate	18/09/2015	Macfarlane, John
63	096	Taxi Operator	Renewal	19/08/2015	Delegate	18/09/2015	Conroy, Kevin
64	095	Taxi Operator	Renewal	19/08/2015	Delegate	18/09/2015	Rae, Antony James
65	064	Taxi Operator	Renewal	21/08/2015	Delegate	18/09/2015	Bruce Taxis Ltd
66	043	Taxi Operator	Renewal	21/08/2015	Delegate	18/09/2015	Hardie, Stuart James
67	039	Taxi Operator	Renewal	21/08/2015	Delegate	18/09/2015	Bruce Taxis Ltd
68	054	Taxi Operator	Renewal	21/08/2015	Delegate	18/09/2015	Bruce Taxis Ltd
69	293	Taxi Operator	Renewal	21/08/2015	Delegate	18/09/2015	Cunningham, George R McG
70	042	Taxi Operator	Renewal	24/08/2015	Delegate	25/09/2015	Mitchell, David
71	080	Taxi Operator	Renewal	24/08/2015	Delegate	25/09/2015	Miller, Ian
72	439	Taxi Operator	Renewal	25/08/2015	Delegate	25/09/2015	McFadzean Taxis
73	460	Taxi Operator	Renewal	25/08/2015	Delegate	25/09/2015	McFadzean Taxis
74	089	Taxi Operator	Renewal	25/08/2015	Delegate	25/09/2015	McFadzean Taxis
75	233	Taxi Operator	Renewal	25/08/2015	Delegate	25/09/2015	McFadzean Taxis
76	465	Taxi Operator	Renewal	25/08/2015	Delegate	25/09/2015	McFadzean Taxis
77	304	Taxi Operator	Renewal	25/08/2015	Delegate	25/09/2015	McFadzean Taxis
78	065	Taxi Operator	Renewal	26/08/2015	Delegate	25/09/2015	English, Brian
79	100	Taxi Operator	Renewal	27/08/2015	Delegate	25/09/2015	Jaffa, David Rennie
80	169	Taxi Operator	Renewal	27/08/2015	Delegate	25/09/2015	Doyle, Gordon Michael
81	360	Taxi Operator	Renewal	27/08/2015	Delegate	25/09/2015	Sinclair, Alexander
82	038	Taxi Operator	Renewal	28/08/2015	Delegate	25/09/2015	Scott, Francis
83	016	Taxi Operator	Renewal	28/08/2015	Delegate	25/09/2015	Stark, John
84	321	Taxi Operator	Renewal	28/08/2015	Delegate	25/09/2015	White, James



	Licence No.	Type	Date	Name	Premises	Status	Date of Decision	Employee Name	Type
1	256	Late Hours Catering	07/07/2015	DG & MK Ltd	Twenty 2 22 Vicar Street Falkirk FK1 1JB	Delegate	25/09/2015	Donna Gillan	New
2	007	Metal Dealer	16/06/2015	Instant Cash Loans Limited	Money Shop 181 High Street Falkirk FK1 1DU	Delegate	01/09/2015	Mark Deegan	Renewal
3	/0183	Public Charitable Collection	31/08/2015	4th Falkirk Boys Brigade		Delegate	15/09/2015	Stuart Frampton	Flag Day
4	399	Second Hand Dealer	12/05/2015	Cash Generator	Cash Generator 1/3 Vicar Street Falkirk FK1 1LL	Delegate	01/09/2015	David McMillan	New
5	362	Second Hand Dealer	16/06/2015	Instant Cash Loans Limited	Money Shop 181 High Street Falkirk FK1 1DU	Delegate	01/09/2015	Mark Deegan	Renewal
6	009	Skin Piercing and Tattooing	29/05/2015	Mary Benfell	Heaven n Hell 193 High Street Falkirk FK1 1DU	Delegate	15/09/2015	Mary Benfell	Renewal
7	1311	Street Trader (Mobile)	03/09/2015	Gavin Neil Campbell		Delegate	08/09/2015		Temporary
8	1313	Street Trader (Mobile)	24/09/2015	Graeme John Robert Orr		Delegate	25/09/2015		New
9	1308	Street Trader (Mobile)	24/07/2015	Craig Brown		Delegate	01/09/2015		New
10	205	Window Cleaner	10/08/2015	Paul Louis Cura		Delegate	14/09/2015		Renewal
11	352	Window Cleaner	18/08/2015	Marcus Monro		Delegate	14/09/2015		Renewal
12	297	Window Cleaner	27/08/2015	Mark Stewart		Delegate	14/09/2015		Renewal
13	239	Window Cleaner	28/08/2015	William Sneddon		Delegate	14/09/2015		Renewal
14	402	Window Cleaner	26/08/2015	John Forbes Sneddon		Delegate	14/09/2015		Renewal
15	241	Window Cleaner	17/08/2015	Charles MacDonald		Delegate	14/09/2015		Renewal

## APPENDIX 3

Ref Number	Notification Date	Organisation	Proposed Date	Expected No of Marchers	Comments Deadline	Status	Route1
69	18-Aug-15	Royal British Legion and Army Cadet Force	08-Nov-15	60	25-Oct-15	Pending	9.30 am - Stenhousemuir Stenhousemuir Health Centre car park located on Park Drive forming up on Park Drive for 9.45 am, Main Street, halting outside Dobbie Hall Cenotaph, the procession parade will halt for church parade at 10.00 am, once completed will march up the Main Street towards Larbert East Church on Kirk Avenue, Stenhousemuir
70	19-Aug-15	Falkirk Council	08-Nov-15	100	25-Oct-15	Pending	9.30 am - Falkirk Falkirk Town Hall, Glasgow Road to Cenotaph Dollar Park and return.
73	08-Sep-15	Gillespies True Blues LOL 231	08-Nov-15	70	25-Oct-15	Pending	10.20am - Shieldhill Braeside Football Park, proceed onto Paterson Drive, onto Parkend Crescent, onto Mavisbank Avenue, onto Greencraig Avenue, onto Herdhill Avenue, onto Mavisbank Avenue, onto Greenmount Drive, onto Elm Drive, onto Cross hall Place, onto Main Street and conclude at the War Memorial
74	16-Sep-15	Haggs Parish Church of Scotland	08-Nov-15	75	25-Oct-15	Pending	Haggs - depart from Haggs Parish Church at 10.50am, along Kilsyth Road to Longcroft War Memorial and return
75	24-Sep-15	Legion Scotland Grangemouth Branch	08-Nov-15	250	25-Oct-15	Pending	10.15am - Grangemouth Dundas Street British Legion turn onto South Lumley Street, onto Newhouse Road, onto Abbots Road and along to Abbotsgrange Church. After Church Service proceed onto Dalratho Road, onto Cenotaph. After wreath laying, p roceed along Dalratho Road, onto Kerse Road onto Dundas Street and conclude at the Legion
76	28-Sep-15	Camelon Mariners Gala Day Association	11-Jun-16	150	28-May-16	Pending	11.45am - Camelon 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

**FALKIRK COUNCIL**

**Subject: CIVIC LICENSING ENFORCEMENT – SEPTEMBER 2015**  
**Meeting: CIVIC LICENSING COMMITTEE**  
**Date: 4 November 2015**  
**Author: CHIEF GOVERNANCE OFFICER**

**1. INTRODUCTION**

- 1.1 The Licensing Enforcement Officer undertook various aspects of enforcement in September 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 September 2015, 26 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 driver 658 – was found not to be carrying a taxi driver licence.  
This is a breach of taxi driver licence condition number 2.

Taxi driver 1694 – was found not to be carrying a taxi driver licence or identification badge.  
This is a breach of taxi driver licence condition number 2.

Taxi operator 98 – was found not to be carrying a fire extinguisher.  
This is a breach of taxi operator licence condition number 8.

Taxi operator 253 – there was found to be no identification sticker on the fire extinguisher.

This is a breach of taxi operator licence number 8.

Private hire 38 – the front plate was displayed on the inside windscreen.

This is a breach of private hire car operator licence number 5.

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

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

3.1 During September 2015, the Licensing Enforcement Officer undertook 25 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.
- Booking Office – one enquiry was made to identify a driver regarding a taxi complaint. A routine check was also carried out to ensure that the licence holder details were correct, that the licence was being displayed properly and that the booking register was being kept up to date. Everything was found to be in order. It was also established that one booking office had closed as the business had passed its contact telephone number onto another company to manage for them.
- Houses in Multiple Occupation – one enquiry was carried out at a property in Bo'ness. However, it was established that it was not operating as an HMO.
- Window Cleaner – four checks were carried out and the window cleaners were found to be operating in accordance with their licence.
- Street Trader – one check carried out with an internet/telephone provider sales team. It was established that a licence was not required.
- 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 was found to be in order. Two other enquiries were also carried and application forms were issued.
- Public Entertainment – one check was made with a funfair operating under a temporary licence in Dunipace to ensure that all of the equipment was situated in the proper location.
- 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. All in order. One enquiry was also carried out and advice provided to a person who wishes to operate a skin piercing business. A check was also carried out at premises which have applied for a licence to ensure that they are not operating before a licence is granted.

- Wheelie Bin Cleaner – as part of a joint operation with the Police two wheelie bin cleaners were checked and found to be operating without a licence. Application forms were subsequently submitted and are being processed.

3.3 In addition to the above, the Licensing Enforcement Officer carried out 5 knowledge tests involving 8 candidates. 7 site notice checks were also carried out.

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

A complaint was received from a female person alleging that a taxi driver (who had been engaged in a hire to collect her from her home, convey her to a shop and return back home as part of the one journey) had picked her up from her home address and when reversing out of her driveway had almost collided with another vehicle. It was also alleged that the taxi driver had been speaking on a hands free device throughout the hire and that he had been continually swearing at the person he was speaking to. It was also alleged that when the complainer left the fare for the hire the taxi driver had followed her to her house and had banged on the front door and demanded further payment for the hire. It was also alleged that he had thrown stones at her window and that he had overturned a plant pot in her garden. The taxi driver concerned was subsequently traced and interviewed and denied that he had behaved in such a manner. He claimed that the complainer had not paid the full price for the hire and that he had only knocked at her door and called through her letterbox. He had then left. He strenuously denied any wrong doing.

A complaint was received from the Network Planning Manager, First Glasgow, that a Falkirk Council licensed taxi had been parked in a bus stop at the Queen Elizabeth Hospital, Glasgow, causing an obstruction. The driver was subsequently traced and interviewed and claimed that he was making a delivery to the hospital and that the designated area for parking was full. He had asked an attendant where he could park and was directed to the bus stop. He was advised not to park in a bus stop at the hospital should he require to go there in the future.

The complainants were advised of the outcomes 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: 26 October 2015**

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

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

None