

Motherwell, 27 August 1999 at 10 am.

Reconvention, following adjournment of a Meeting of the **FINANCE (APPEALS) SUB-COMMITTEE**

PRESENT

Councillor Pentland, Convener; Councillors Burns, Jones, J. Martin, Morris and M. Murray.

CHAIR

Councillor Pentland (Convener) presided.

IN ATTENDANCE

The Head of Central Services.

ALSO ATTENDING

Representing the Appellants: Mr. Anthony Maciver, Advocate, Edinburgh; Mr. Douglas Abernethy, Solicitor, Aberdeen; Mr. John Sharp, Chartered Surveyor, Glasgow and Mrs. Jean McLennan, First Glasgow (No. 2) Limited.

Representing the Respondent: Mr. Graham Dunlop, Solicitor, Motherwell

APOLOGIES

Councillors Gray, Holloway, McCabe and Mathieson.

It was agreed in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, that the public be excluded from the meeting for the following item on the grounds that the business involved the likely disclosure of exempt information as defined in paragraph 6 of Part 1 of Schedule 7A of the Act.

APPEAL BY FIRST GLASGOW (NO. 2) LIMITED (FORMERLY KELVIN CENTRAL BUSES LIMITED) AGAINST THE LEVY OF RATES FOR PREMISES AT 183 CUMBERNAULD ROAD, STEPPS

1. Under reference to the Minutes of the meeting of the Finance (Appeals) Sub-Committee held on 16 April 1999 when the Sub-Committee had agreed that the hearing be adjourned to a later date to resume consideration of the appeal by First Glasgow (No. 2) Limited, formerly Kelvin Central Buses Limited, against the decision by this Council's Director of Finance regarding the rates payable in respect of the Company's unoccupied premises at 183 Cumbernauld Road, Stepps, there were submitted (1) procedures for hearing appeals against decisions of the Council, as rating authority, to levy rates on the owner(s) of land and property; (2) written representations and productions on behalf of the appellants, First Glasgow (No. 2) Limited, and (3) productions on behalf of the respondent, the Director of Finance.

Following consideration and determination of preliminary matters, the Sub-Committee heard evidence and submissions on behalf of, respectively, the appellants and the respondent.

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Following consideration of the material submitted, the evidence led and the submissions made, the Sub-Committee concluded that the subjects are not industrial lands and heritages as defined in the Non Domestic Rating (Unoccupied Property) (Scotland) Regulations 1994 and that the decision taken by the Director of Finance was correct. Accordingly, the Sub-Committee determined to dismiss the appeal.

Decided: that the appeal be dismissed.