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**GENERAL PURPOSES LICENSING SUB - 4 July 1996**

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Motherwell, 4 July 1996 at 10.30 am.

A Meeting of the **GENERAL PURPOSES LICENSING SUB-COMMITTEE**

**PRESENT**

Councillor Craig, Convener; Councillors Barrie, E. Burns, Clarke, Combe, Selfridge, Shaw and Wilson.

**IN ATTENDANCE**

Head of Legal Services and Solicitor (Licensing).

**ALSO IN ATTENDANCE**

Sergeant Coogans and Mrs. Murray "N" Division, Chief Superintendent Burnside, Sergeant Ilgunas and Mr. Slamin "P" Division, Strathclyde Police.

**APOLOGIES**

Councillors Chadha, Leitch and Ross.

**CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - LICENCE APPLICATIONS**

**(1) SECOND HAND DEALER'S LICENCES - NEW APPLICATIONS**

1. The Sub-Committee considered and resolved as undernoted, applications for Second Hand Dealer's Licences.

- (a) **Applicant:** Stephen Smith  
**Premises:** 122 Shieldmuir Street, Wishaw  
**Goods:** Domestic Appliances  
**Decided:** that the application be granted.
- (b) **Applicant:** Holytown Appliances Limited  
**Premises:** 111 Main Street, Holytown  
**Goods:** Domestic Appliances  
**Decided:** that the application be granted

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- (c)     **Applicant:**     Derwent Vehicles Limited  
           **Premises:**    16 James Street, Righead Industrial Estate, Bellshill  
           **Goods:**       Cars and Parts  
           **Decided:**    that the application be granted
- (d)     **Applicant:**     W. Livingstone Limited  
           **Premises:**    34 New Edinburgh Road, Uddingston  
           **Goods:**       Cars and Parts  
           **Decided:**    that the application be granted

**(2) TEMPORARY PUBLIC ENTERTAINMENT LICENCE - FUNFAIR - CARDOWAN PARK, FRANKFIELD ROAD, STEPPS, 7-20 OCTOBER 1996 - MICHAEL STIRLING**

2.       The Head of Legal Services reported (1) that an objection to the grant of the above Temporary Licence had been lodged outwith the statutory time limit and (2) that the Sub-Committee had discretion in terms of the Civic Government (Scotland) Act 1982 to accept the objection if they were satisfied that there was sufficient reason for it being late.

Thereafter the Sub-Committee considered and resolved the application as undernoted:-

**Decided:**

- (1)     that consideration of the objection lodged outwith the statutory time limit be permitted, and
- (2)     that consideration of the matter be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

**(3) TAXI DRIVER'S LICENCES**

3.       The Sub-Committee considered and resolved as undernoted, applications for Taxi Driver's Licences:-

**Applicant:**     Harry McNally, 4 Avon Place, Townhead, Coatbridge - (New Application)

**Decided:**       that the Licence be granted.

**Applicant:**     David Pearson, 56 Curlinghaugh Crescent, Wishaw - (Renewal)

**Decided:**       that consideration of the matter be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

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**(4) STREET TRADER'S LICENCES - NEW APPLICATIONS**

4. The Sub-Committee considered and resolved as undernoted, applications for Street Trader's Licences:-

**Applicant:** John Douglas, 18 Babylon Drive, Bellshill

**Decided:** that consideration of the matter be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

**Applicant:** Gursuran Rakhra, 69 Medlar Road, Cumbernauld

**Decided:** that consideration of the matter be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

**GAMING ACT 1968 (SECTION 34) AND LOTTERIES ACT 1975**

**GAMING PERMIT - NEW APPLICATION**

5. The Sub-Committee considered and resolved as undernoted, an application for a Gaming Permit:-

**Applicant:** Jonis Ann McGurk

**Premises:** 24 St. John Street, Coatbridge

**Decided:** that the Gaming Permit be granted.

**BETTING, GAMING AND LOTTERIES ACT 1963 AS AMENDED SECTION 6 SCHEDULE 3**

**TRACK BETTING LICENCE - RENEWAL**

6. The Sub-Committee considered and resolved as undernoted, an application for Renewal of a Track Betting Licence:-

**Applicant:** T.D. Heffernan Limited

**Site:** Glenburn Greyhound Track, Byresknowe Lane, Carfin

**Decided:** that renewal of the Track Betting Licence be granted.

**LICENCE APPROVALS IN TERMS OF THE CIVIC GOVERNMENT (SCOTLAND) ACT 1982, GRANTED UNDER DELEGATED POWERS**

7. There was submitted a report dated 27 June 1996 by the Head of Legal Services detailing the numbers of licences granted in the month of May 1996 under delegated powers in each of the former district licensing areas.

**Decided:** that the report be noted.

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**PUBLIC CHARITABLE COLLECTIONS - LICENCE APPROVALS GRANTED UNDER DELEGATED POWERS**

8. There was submitted a report dated 27 June 1996 by the Head of Legal Services outlining permissions granted for public charitable collections for May 1996 for the Motherwell, Monklands and Cumbernauld and Kilsyth areas.

**Decided:** that the report be noted.

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 items of business on the grounds that they involved the likely disclosure of exempt information as defined in paragraphs 6 or 14 of Part 1 of Schedule 7A of the Act.

**HEARINGS**

**(1) TAXI DRIVER'S LICENCE - NEW APPLICATION**

**JOSEPH MARTIN LOCHRIE, 125 HOLYTOWN ROAD, MOSSEND, BELLSHILL**

9. With reference to paragraph 12 of the Minute of the meeting of this Sub-Committee held on 6 June 1996, the Head of Legal Services reported (1) that consideration of an application for a Taxi Driver's Licence by Joseph Martin Lochrie had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that a Police objection to the grant of the Taxi Driver's Licence had been lodged.

The Sub-Committee heard the applicant speak in support of his application and Chief Superintendent Burnside in respect of the Police objection.

Thereafter the applicant and the representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Councillor Wilson, seconded by Councillor Clarke moved that the application be granted for one year. Councillor E. Burns, seconded by Councillor Barrie moved that the application be refused.

On a vote being taken by a show of hands two members voted for the amendment and six for the motion which was accordingly, carried.

**Decided:** that the application by Joseph Martin Lochrie for a Taxi Driver's Licence be granted for one year.

**The Police were re-admitted to the meeting.**

**(2) TAXI DRIVER'S LICENCE - NEW APPLICATION**

**DENIS BOYLE, 69 HORATIUS STREET, MOTHERWELL**

10. With reference to paragraph 12 of the Minute of the meeting of this Sub-Committee held on 6 June 1996, the Head of Legal Services reported (1) that consideration of an application for a Taxi Driver's Licence by Denis Boyle had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that a Police objection to the grant of the Taxi Driver's Licence had been lodged.

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The Sub-Committee heard the applicant speak in support of his application and Chief Superintendent Burnside in respect of the Police objection.

Thereafter the applicant and the representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

**Decided:** that the application by Denis Boyle for a Taxi Driver's Licence be refused.

**The Police were re-admitted to the meeting.**

**Councillor Selfridge declared an interest in the following item and took no part in consideration of the matter.**

**(3) TAXI DRIVER'S LICENCE - RENEWAL  
THOMAS DALE, 123B MAIN STREET, HOLYTOWN, MOTHERWELL**

11. With reference to paragraph 16 of the Minute of the meeting of this Sub-Committee held on 6 June 1996, the Head of Legal Services reported that consideration of an application for Renewal of a Taxi Driver's Licence by Thomas Dale had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

The Sub-Committee heard the applicant speak in support of his application and Chief Superintendent Burnside in respect of the matter.

Thereafter the applicant and the representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

**Decided:** that the application by Thomas Dale for renewal of his Taxi Driver's Licence be granted.

**The Police were re-admitted to the meeting.**

**(4) TAXI DRIVER'S LICENCE - RENEWAL  
ANDREW MCMASTER, 15 WOODVIEW, HOLYTOWN, MOTHERWELL**

12. With reference to paragraph 16 of the Minute of the meeting of this Sub-Committee held on 6 June 1996, the Head of Legal Services reported (1) that consideration of an application for renewal of a Taxi Driver's Licence by Andrew McMaster had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that a Police objection to the Renewal of the Taxi Driver's Licence had been lodged.

The Sub-Committee heard the applicant speak in support of his application and Chief Superintendent Burnside in respect of the Police objection.

Thereafter the applicant and the representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

**Decided:** that the application by Andrew McMaster for renewal of his Taxi Driver's Licence be granted for one year.

**The Police were re-admitted to the meeting.**

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**(5) TAXI DRIVER'S LICENCE - RENEWAL  
GERARD MCCABE, 8 MERKLAND ROAD, COATBRIDGE**

13. With reference to paragraph 12 of the Minute of the meeting of this Sub-Committee held on 6 June 1996, the Head of Legal Services reported (1) that consideration of an application for renewal of a Taxi Driver's Licence by Gerard McCabe had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that the applicant was not present.

The Sub-Committee heard the Head of Legal Services report on the application and Chief Superintendent Burnside in respect of the matter.

Thereafter the representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

**Decided:** that the application by Gerard McCabe for renewal of his Taxi Driver's Licence be refused.

**The Police were re-admitted to the meeting.**

**(6) PRIVATE HIRE CAR LICENCE (OPERATOR) - 2 APPLICATIONS - RENEWALS  
SUSAN WILSON, 20 BALLOCH ROAD, SHOTTS**

14. With reference to paragraph 17 of the Minute of the meeting of this Sub-Committee held on 6 June 1996, the Head of Legal Services reported (1) that consideration of applications for Renewal of two Private Hire Car Licences by Susan Wilson had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of her applications; (2) that the applicant would be represented by her solicitor, Mr. J. Watters, and (3) that the applicant was not present.

The Sub-Committee heard the applicant's representative, Mr. Watters, speak in support of the application and Chief Superintendent Burnside in respect of the matter.

Thereafter the applicant's representative and the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

**Decided:** that the applications by Susan Wilson for Renewal of her two Private Hire Car Licences be granted, together with a warning letter in regard to the future conduct of the applicant.

**The Police were re-admitted to the meeting.**

**(7) LATE HOURS CATERING LICENCE - WRITTEN SUBMISSIONS  
MOHAMMED ZAHID, MANZIL TAKE-AWAY RESTAURANT, 37 MAIN STREET, PLAINS**

15. With reference to paragraph 9 of the Minute of the meeting of this Sub-Committee held on 23 May 1996, the Head of Legal Services reported (1) that consideration of an application for a Late Hours Catering Licence by Mohammed Zahid had been continued to allow the applicant an opportunity to make written representation in support of his application; (2) that letters of objection

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to the grant of the licence had been received, and (3) that two letters from the applicant's Solicitor had been received, one in support of the application dated 13 June 1996 and the other dated 28 June 1996 amending the application to restrict Sunday opening to 12.30 am.

Thereafter the Committee considered and resolved the application as undernoted:-

**Decided:** that the application by Mohammed Zahid for a Late Hours Catering Licence be refused.