

Motherwell, 2 March 2006 at 9.30 am.

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

PRESENT

Councillor Holloway, Convener; Councillors Barrie, Cefferty, Chadha, Gormill, Irvine, McKenna, J. Martin and Wallace.

CHAIR

Councillor Holloway (Convener) presided.

IN ATTENDANCE

The Administrative Officer; Head of Legal Services, and Senior Solicitor (Licensing).

ALSO IN ATTENDANCE

Sergeant Fabian, "N" Division, Strathclyde Police.

APOLOGIES

Provost Connelly, and Councillors McAuley and Saunders.

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

PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION

1. The Sub-Committee considered an application for a Private Hire Car Driver's Licence, and resolved as follows, viz:-

Applicant: James Murphy, 22 Johnston Avenue, Kilsyth

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

PRIVATE HIRE CAR LICENCE - NEW APPLICATION

2. The Sub-Committee considered an application for a Private Hire Car Licence, and resolved as follows, viz:-

Applicant: Desmond Whelan, 31 Dunbeth Court, Coatbridge

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

GENERAL PURPOSES (LICENSING) SUB – 2 March 2006

TAXI DRIVER'S LICENCE - NEW APPLICATION

3. The Sub-Committee considered an application for a Taxi Driver's Licence, and resolved as follows, viz:-

Applicant: Daniel Hamilton, 110 Rydenmains Road, Glenmavis, Airdrie

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

TAXI OPERATOR'S LICENCE - RENEWAL

4. The Sub-Committee considered an application for the renewal of a Taxi Operator's Licence, and resolved as follows, viz:-

Applicant: Gordon Gregory, 56 Fir View, Calderbank, Airdrie

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

HEARINGS

(1) WINDOW CLEANER'S LICENCE - NEW APPLICATION - GERARDE THOMPSON, 107 STRATHAVEN ROAD, HAMILTON

5. The Head of Legal Services advised (1) that an application by Gerarde Thompson, 107 Strathaven Road, Hamilton for a Window Cleaner's Licence had been received, and (2) that an objection to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Gerarde Thompson was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in the applicant's absence.

Decided: that consideration of the application by Gerarde Thompson for a Window Cleaner's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

(2) STREET TRADER'S LICENCE - NEW APPLICATION - FRANCIS DEIGHAM, 272 MUIRYHALL STREET EAST, COATBRIDGE

6. With reference to paragraph 3 of the Minute of the adjourned special meeting of this Sub-Committee held on 20 January 2006, the Head of Legal Services advised that consideration of an application (tabled) by Francis Deigham, 272 Muirhall Street East, Coatbridge for a Street Trader's Licence to enable him to trade from a mobile Ice Cream Van in various streets within the Airdrie area, had been continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

The Administrative Officer then indicated that Francis Deigham was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in the applicant's absence.

Decided: that the application by Francis Deigham for a Street Trader's Licence be refused.

GENERAL PURPOSES (LICENSING) SUB – 2 March 2006

(3) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS

(a) HUGH YOUNG GAILEY, 544 BELLSHILL ROAD, MOTHERWELL

7. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 2 February 2006, the Head of Legal Services advised that consideration of an application (tabled) by Hugh Young Gailey, 544 Bellshill Road, Motherwell for a Private Hire Car Driver's Licence 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 then heard the applicant and Sergeant Fabian speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Hugh Young Gailey for a Private Hire Car Driver's Licence be granted for a period of one year.

(b) PETER LOCHRAN, 137 WEST GEORGE STREET, COATBRIDGE

8. With reference to paragraph 5 of the Minute of the meeting of this Sub-Committee held on 2 February 2006, the Head of Legal Services advised that consideration of an application (tabled) by Peter Lochran, 137 West George Street, Coatbridge for a Private Hire Car Driver's Licence had been continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

The Sub-Committee then heard the applicant and Sergeant Fabian speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Peter Lochran for a Private Hire Car Driver's Licence be granted for a period of one year.

(c) JAMES WALLACE, 2/2, 107 WARDIE ROAD, EASTERHOUSE, GLASGOW

9. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 15 December 2005, the Head of Legal Services advised that consideration of an application (tabled) by James Wallace, 2/2, 107 Wardie Road, Easterhouse, Glasgow for a Private Hire Car Driver's Licence 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 then heard the applicant and Sergeant Fabian speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

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Councillor Wallace, seconded by Councillor McKenna, moved that the application by James Wallace for a Private Hire Car Driver's Licence be granted for a period of one year.

Councillor Cefferty, seconded by Councillor Barrie, moved, as an amendment, that the application by James Wallace for a Private Hire Car Driver's Licence be refused.

On a vote being taken, 2 Members voted for the amendment and 6 Members voted for the motion, which was accordingly declared carried.

Decided: that the application by James Wallace for a Private Hire Car Driver's Licence be granted for a period of one year.

(4) TAXI DRIVER'S LICENCE - NEW APPLICATIONS

(a) JAMES LINDSAY, 12 BURNBANK QUADRANT, AIRDRIE

10. The Head of Legal Services advised (1) that consideration of an application (tabled) by James Lindsay, 12 Burnbank Quadrant, Airdrie for a Taxi Driver's Licence had been received, and (2) that a late representation to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Sergeant Fabian explain the reasons for the Chief Constable's representation being submitted late and the applicant indicate that he had no objection to the representation being considered (tabled).

The Sub-Committee then heard the applicant and Sergeant Fabian speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by James Lindsay for a Taxi Driver's Licence be granted.

(b) CHARLES MCLELLAN READY, 13 OCHILTREE CRESCENT, COATBRIDGE

11. With reference to paragraph 3 of the Minute of the meeting of this Sub-Committee held on 2 February 2006, the Head of Legal Services advised that consideration of an application (tabled) by Charles McLellan Ready, 13 Ochiltree Crescent, Coatbridge for a Taxi Driver's Licence 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 then heard the applicant and Sergeant Fabian speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Charles McLellan Ready for a Taxi Driver's Licence be granted.

SUSPENSION HEARING

TAXI DRIVER'S LICENCE - COMPLAINT - JAMES JOSEPH MCLEAN, 64 VIEWFIELD ROAD, COATBRIDGE

12. The Head of Legal Services advised (1) that in terms of paragraph 11 of the Civic Government (Scotland) Act 1992, a complaint had been received from the Chief Constable, Strathclyde Police, relative to the behaviour of James Joseph McLean, 64 Viewfield Road, Coatbridge who currently held a Taxi Driver's Licence, and (2) that James Joseph McLean had indicated that he would not be in attendance due to a holiday commitment and requested that consideration of the complaint be continued to allow him another opportunity to allow him to appear before the Sub-Committee to speak in respect of the complaint.

Decided: that consideration of the complaint relative to the behaviour of James Joseph McLean be continued to allow him an opportunity to appear before the Sub-Committee to speak in respect of the complaint.

SPECIAL GENERAL PURPOSES (LICENSING) SUB – 24 March 2006

Motherwell, 24 March 2006 at 11 am.

A Special Meeting of the **GENERAL PURPOSES (LICENSING) SUB-COMMITTEE**

PRESENT

Councillor Holloway, Convener; Councillors Barrie, Chadha, Gormill, Irvine, McAuley, McKenna, J. Martin, Saunders and Wallace.

CHAIR

Councillor Holloway (Convener) presided.

IN ATTENDANCE

The Administrative Officer; Chief Solicitor (Licensing), and Senior Solicitor (Licensing).

ALSO IN ATTENDANCE

Chief Inspector Hamilton and Sergeant Fabian, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty and Stocks.

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

PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS

1. The Sub-Committee considered applications received for a Private Hire Car Driver's Licence, and resolved as follows, viz:-

Applicant: Trevor Hugh Higgins, 34C Locks Street, Coatbridge

Decided: that the application by Trevor Hugh Higgins for a Private Hire Car Driver's Licence be granted.

Applicant: Derek Edward Sunman, 25 Glenberrie Crescent, Carrickstone, Cumbernauld

Decided: that consideration of the application by Derek Edward Sunman for a Private Hire Car Driver's Licence be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

TAXI DRIVER'S LICENCE - RENEWALS

2. The Sub-Committee considered applications for the renewal of a Taxi Driver's Licence, and resolved as follows, viz:-
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SPECIAL GENERAL PURPOSES (LICENSING) SUB – 24 March 2006

Applicant: John McCafferty, 3 Sweethill Terrace, Coatbridge

Decided: that consideration of the application by John McCafferty, for the renewal of his Taxi Driver's Licence be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

Applicant: John McPhee, 18 Windsor Drive, Glenmavis, Airdrie

Decided: that the application by John McPhee, for the renewal of his Taxi Driver's Licence be granted.

SUSPENSION HEARING

PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT - PETER LOCHRAN, 137 WEST GEORGE STREET, COATBRIDGE

3. The Chief Solicitor (Licensing) advised that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint (tabled) had been received from the Chief Constable, Strathclyde Police relative to the behaviour of Peter Lochran, 137 West George Street, Coatbridge who currently held a Private Hire Car Driver's Licence.

The Administrative Officer indicated that Peter Lochran was not in attendance.

The Sub-Committee resumed consideration of the complaint in Peter Lochran's absence.

The Sub-Committee then heard Chief Inspector Hamilton outline the Chief Constable's complaint.

Decided: that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, the Private Hire Car Driver's Licence currently held by Peter Lochran be suspended with immediate effect.

HEARINGS

(1) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - THOMAS DONOHOE, 17 STRONE PATH, GLENBOIG

4. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Thomas Donohoe, 17 Strone Path, Glenboig for a Private Hire Car Driver's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Thomas Donohoe was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in the applicant's absence.

Decided: that consideration of the application by Thomas Donohoe for a Private Hire Car Driver's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

SPECIAL GENERAL PURPOSES (LICENSING) SUB – 24 March 2006

(2) PRIVATE HIRE CAR LICENCE - NEW APPLICATION - DESMOND WHELAN, 31 DUNBETH COURT, COATBRIDGE

5. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 2 March 2006, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Desmond Whelan, 31 Dunbeth Court, Coatbridge for a Private Hire Car Licence 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 then heard the applicant and Chief Inspector Hamilton speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Desmond Whelan for a Private Hire Car Licence be granted.

(3) TAXI DRIVER'S LICENCE - NEW APPLICATION - MARK BOYD, 78 BURNS CRESCENT, AIRDRIE

6. The Chief Solicitor (Licensing) advised (1) that consideration of an application (tabled) by Mark Boyd, 78 Burns Crescent, Airdrie for a Taxi Driver's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Chief Inspector Hamilton outline the Chief Constable's objection to the application and Mr. Peter Gunn, Airdrie Taxis and Mark Boyd speak in support of the application.

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

The applicant, Mr Gunn and representatives of the Police were then re-admitted to the meeting.

Councillor McKenna, seconded by Councillor McAuley, moved that the application by Mark Boyd for a Taxi Driver's Licence be granted for a period of one year.

Councillor Martin, seconded by Councillor Saunders, moved, as an amendment, that the application by Mark Boyd for a Taxi Driver's Licence be refused.

On a vote being taken, 2 Members voted for the amendment and 6 Members voted for the motion, which was accordingly declared carried.

Decided: that the application by Mark Boyd for a Taxi Driver's Licence be granted for a period of one year.

(4) TAXI DRIVER'S LICENCE AND TAXI OPERATOR'S LICENCE - RENEWAL - GORDON GREGORY, 56 FIR VIEW, CALDERBANK, AIRDRIE

7. With reference to paragraphs 2 and 4 of the Minutes of the meetings of this Sub-Committee held on 11 November 2005 and 2 March 2006, the Chief Solicitor (Licensing) advised (1) that consideration of applications (tabled) by Gordon Gregory, 56 Fir View, Calderbank, Airdrie for the renewal of his Taxi Driver's Licence and Taxi Operator's Licence had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application; (2) of a
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representation (tabled) that had been received from the Chief Constable, Strathclyde Police, and (3) that Gordon Gregory had spent convictions.

The Sub-Committee, having enquired as to the age and general nature of the spent convictions, were provided, in broad terms, with such information by Chief Inspector Hamilton. The applicant advised that he had no objections to the spent convictions being disclosed.

The Sub-Committee then heard Chief Inspector Hamilton give details of the spent convictions and the applicant speak in support of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that consideration of the applications by Gordon Gregory for the renewal of his Taxi Driver's Licence and Taxi Operator's Licence be continued to allow him another opportunity to appear before the Sub-Committee to speak further in support of his applications.

(5) STREET TRADER'S LICENCE – NEW APPLICATIONS

(a) ANDREW ROBERT KENNEDY, 2A POPLAR STREET, AIRDRIE

8. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Andrew Robert Kennedy, 2A Poplar Street, Airdrie for a Street Trader's Licence to enable him to trade from a static snack van at Watt Street, Airdrie had been received, and (2) that objections (tabled) to the application had been received from the Director of Planning and Environment and the Chief Constable, Strathclyde Police.

The Sub-Committee heard (1) the applicant advise that he wished to amend the location of his static snack van, and (2) representatives of the objectors request that consideration of the application be continued in order that they may re-assess the alternative location.

Decided: that consideration of the application by Andrew Robert Kennedy for a Street Trader's Licence be continued to allow the objectors an opportunity to re-assess the alternative location.

(b) JAMES MURRAY McHUTCHISON, 6 AYR DRIVE, CAIRNHILL AIRDRIE

9. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by James Murray McHutchison, 6 Ayr Drive, Cairnhill, Airdrie for a Street Trader's Licence to enable him to trade from a static snack van at Hallcraig Street, Airdrie had been received, and (2) that an objection to the application had been received from the Director of Planning and Environment.

The Sub-Committee heard (1) the applicant advise that he wished to amend the location of his static snack van, and (2) Mr. Craw, Transportation Section, Department of Planning and Environment request that consideration of the application be continued in order that he may re-assess the alternative location.

Decided: that consideration of the application by James Murray McHutchison for a Street Trader's Licence be continued to allow the objector an opportunity to re-assess the alternative location.

Motherwell, 30 March 2006 at 9.30 am.

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

PRESENT

Councillor Holloway, Convener; Councillors Barrie, Gormill, Irvine, McAuley, McKenna, J. Martin, Saunders, Stocks and Wallace.

CHAIR

Councillor Holloway (Convener) presided.

IN ATTENDANCE

The Administrative Officer; Head of Legal Services; Chief Solicitor (Licensing), and Senior Solicitor (Licensing).

ALSO IN ATTENDANCE

Superintendent Barr and Sergeant Fabian, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty and Chadha.

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

HEARINGS

(1) PRIVATE HIRE CAR DRIVER'S LICENCE

(a) NEW APPLICATIONS

(A) PAUL CALLAGHAN, 73 GREENSIDE STREET, COATBRIDGE

1. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 2 February 2006, the Head of Legal Services advised (1) that consideration of an application (tabled) by Paul Callaghan, 73 Greenside Street, Coatbridge for a Private Hire Car Driver's Licence 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 late representation to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Superintendent Barr explain the reason for the Chief Constable's representation being submitted late and the applicant advise that he had no objection to the representation being considered (tabled).

The Sub-Committee then heard the applicant and Superintendent Barr speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

GENERAL PURPOSES (LICENSING) SUB – 30 March 2006

Decided: that the application by Paul Callaghan for a Private Hire Car Driver's Licence be refused.

Prior to consideration of the following items of business the Convener vacated the Chair and Councillor Saunders took the Chair.

(B) PAUL DORAN, 69 GREENSIDE STREET, PROVANMILL, GLASGOW

2. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 16 February 2006, the Head of Legal Services advised that consideration of an application (tabled) by Paul Doran, 69 Greenside Street, Provanmill, Glasgow for a Private Hire Car Driver's Licence 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 then heard the applicant and Superintendent Barr speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Paul Doran for a Private Hire Car Driver's Licence be granted.

(C) JAMES MURPHY, 22 JOHNSTON AVENUE, KILSYTH

3. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 16 February 2006, the Head of Legal Services advised that consideration of an application (tabled) by James Murphy, 22 Johnston Avenue, Kilsyth for a Private Hire Car Driver's Licence 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 then heard the applicant and Superintendent Barr speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by James Murphy for a Private Hire Car Driver's Licence be granted.

(b) RENEWAL - GORDON HUNT, 41 LOANHEAD CRESCENT, NEWARTHILL, MOTHERWELL

4. The Head of Legal Services advised (1) that an application (tabled) by Gordon Hunt, 41 Loanhead Crescent, Newarthill, Motherwell for the renewal of his Private Hire Car Driver's Licence had been received; (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police, and (3) that Gordon Hunt had submitted a letter, in mitigation, to the Council indicating that he was unable to be in attendance at the meeting due to a family commitment and requested that the Sub-Committee consider the application in his absence.
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GENERAL PURPOSES (LICENSING) SUB – 30 March 2006

The Sub-Committee then heard Superintendent Barr outline the Chief Constable's objection to the application.

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

Representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Gordon Hunt for the renewal of his Private Hire Car Driver's Licence be granted.

(2) TAXI DRIVER'S LICENCE - NEW APPLICATION - DANIEL HAMILTON, 110 RYDEMAINS ROAD, GLENMAVIS, AIRDRIE

5. With reference to paragraph 3 of the Minute of the meeting of this Sub-Committee held on 2 March 2006, the Head of Legal Services advised that consideration of an application (tabled) by Daniel Hamilton, 110 Rydemains Road, Glenmavis, Airdrie for a Taxi Driver's Licence 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 then heard the applicant and Superintendent Barr speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Daniel Hamilton for a Taxi Driver's Licence be granted.

(3) WINDOW CLEANER'S LICENCE

(a) NEW APPLICATIONS

(A) COLIN KELLY, 65 GLENCALDER CRESCENT, BELLSHILL

6. The Head of Legal Services advised (1) that consideration of an application (tabled) by Colin Kelly, 65 Glencalder Crescent, Bellshill for a Window Cleaner's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Superintendent Barr outline the Chief Constable's objection to the application and Colin Kelly speak in support of his application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Colin Kelly for a Window Cleaner's Licence be refused.

(B) GERARDE THOMPSON, 107 STRATHAVEN ROAD, HAMILTON

7. With reference to paragraph 5 of the Minute of the meeting of this Sub-Committee held on 2 March 2006, the Head of Legal Services advised (1) that consideration of an application (tabled) by Gerarde Thompson, 107 Strathaven Road, Hamilton for a Window Cleaner's Licence 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 an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Gerarde Thompson was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in the applicant's absence.

Decided: that the application by Gerarde Thompson for a Window Cleaner's Licence be refused.

(b) BREACH OF LICENCE CONDITION

(A) KEVIN CRAIG, 5 GARNIE OVAL, ERSKINE, RENFREWSHIRE

8. The Head of Legal Services advised that Kevin Craig, 5 Garnie Oval, Erskine, Renfrewshire, who currently held a Window Cleaner's Licence, had allegedly breached a condition of his Licence by not submitting to the Council a copy of his public liability insurance.

The Administrative Officer then indicated that Kevin Craig was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in Kevin Craig's absence.

Decided: that the Window Cleaner's Licence currently held by Kevin Craig be suspended for the unexpired duration of the Licence.

(B) STEPHEN McAVOY. 44 BARONS ROAD, MUIRHOUSE, MOTHERWELL

9. The Head of Legal Services advised that Stephen McAvoy, 44 Barons Road, Muirhouse, Motherwell, who currently held a Window Cleaner's Licence, had allegedly breached a condition of his Licence by not submitting to the Council a copy of his public liability insurance.

The Administrative Officer then indicated that Stephen McAvoy was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in Stephen McAvoy's absence.

Decided: that the Window Cleaner's Licence currently held by Stephen McAvoy be suspended for the unexpired duration of the Licence.

Motherwell, 27 April 2006 at 11 am.

A Special Meeting of the **GENERAL PURPOSES (LICENSING) SUB-COMMITTEE**

PRESENT

Councillor Holloway, Convener; Provost Connelly; Councillors Barrie, Gormill, Irvine, McKenna, J. Martin and Saunders.

CHAIR

Councillor Holloway (Convener) presided.

IN ATTENDANCE

The Administrative Officer; Head of Legal Services; Chief Solicitor (Licensing), and Principal Solicitor (Licensing).

ALSO IN ATTENDANCE

Chief Inspector Fitzpatrick and Sergeant Fabian, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty, Chadha, McAuley, Stocks and Wallace.

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

PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS

1. The Sub-Committee considered applications received for a Private Hire Car Driver's Licence, and resolved as follows, viz:-

Applicant: William Edward Flanagan, 56 Orbiston Drive, Bellshill

Decided: that consideration of the application by William Edward Flanagan for a Private Hire Car Driver's Licence be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

Applicant: Luan Esther Hardie, 46 St. Catherine's Crescent, Dykehead, Shotts

Decided: that consideration of the application by Luan Esther Hardie for a Private Hire Car Driver's Licence be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of her application.

SPECIAL GENERAL PURPOSES (LICENSING) SUB – 27 April 2006

Applicant: John Sheppard, 43 Main Street, Bellshill

Decided: that consideration of the application by John Sheppard for a Private Hire Car Driver's Licence be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

STREET TRADER'S LICENCE - NEW APPLICATION

2. The Sub-Committee considered an application received for a Street Trader's Licence, and resolved as follows, viz:-

Applicant: Gary Blackie, 16E School Quadrant, Rochsoles, Airdrie (Employee)

Nature of Business: Ice Cream Van

Location: all areas within North Lanarkshire

Decided: that the application by Gary Blackie for a Street Trader's Licence be granted.

SUSPENSION HEARINGS

(1) PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT - PETER LOCHRAN, 137 WEST GEORGE STREET, COATBRIDGE

3. With reference to paragraph 3 of the Minute of the Special meeting of this Sub-Committee held on 24 March 2006, the Head of Legal Services advised that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint (tabled) had been received from the Chief Constable, Strathclyde Police, relative to the behaviour of Peter Lochran, 137 West George Street, Coatbridge.

The Administrative Officer then indicated that Peter Lochran was not in attendance.

The Sub-Committee resumed consideration of the complaint in Peter Lochran's absence.

The Sub-Committee then heard Chief Inspector Fitzpatrick outline the Chief Constable's complaint.

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

Representatives of the Police were then re-admitted to the meeting.

Decided: that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint by the Chief Constable relative to the behaviour of Peter Lochran be upheld and Peter Lochran's Private Hire Car Driver's Licence be suspended, with immediate effect, for the unexpired duration of the Licence.

(2) TAXI DRIVER'S LICENCE – COMPLAINT AND RENEWAL - JAMES McLEAN, 64 VIEWFIELD ROAD, COATBRIDGE

4. The Head of Legal Services advised that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint (tabled) had been received by the Chief Constable, Strathclyde Police, from Miss Patricia Middleton, relative to the behaviour of James McLean, 64 Viewfield Road, Coatbridge who currently held a Taxi Driver's Licence.
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SPECIAL GENERAL PURPOSES (LICENSING) SUB – 27 April 2006

The Sub-Committee then heard (1) Chief Inspector Fitzpatrick advise that, on behalf of the Chief Constable, he wished to withdraw the complaint in so far as it related to the renewal of James McLean's Taxi Driver's Licence, and (2) the Head of Legal Services advise that the renewal of James McLean's Taxi Driver's Licence would be granted under delegated power.

The Sub-Committee then heard Chief Inspector Fitzpatrick outline the Chief Constable's complaint, Miss Middleton outline the circumstances relating to the complaint and James McLean's agent, Mr. Rodger, MFY Partnership speak in respect of the complaint, and table letters in support of his character from (1) James Dolan and William Boyle, Town Taxis, and (2) Tony McLaughlin, Taxi owner.

Thereafter, James McLean, Mr. Rodger, Miss Middleton and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

James McLean, Mr. Rodger, Miss Middleton and representatives of the Police were then re-admitted to the meeting.

The Sub-Committee determined that the complaint relative to the behaviour of James McLean be upheld.

The Sub-Committee then heard James McLean and Mr. Rodger in mitigation.

Thereafter, James McLean, Mr. Rodger, Miss Middleton and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

James McLean, Mr. Rodger, Miss Middleton and representatives of the Police were again re-admitted to the meeting.

Decided:

- (1) that it be noted that the complaint relative to the renewal of James McLean's Taxi Driver's Licence had been withdrawn, and
- (2) that the complaint by the Chief Constable relative to the behaviour of James McLean be upheld and his Taxi Driver's Licence be suspended for 28 days effective from 25 May 2006.

HEARINGS

(1) TAXI DRIVER'S LICENCE - RENEWALS

(a) JOHN McCAFFERTY, 3 SWEETHILL TERRACE, COATBRIDGE

5. With reference to paragraph 2 of the Minute of the Special meeting of this Sub-Committee held on 24 March 2006, the Head of Legal Services advised that consideration of an application (tabled) by John McCafferty, 3 Sweethill Terrace, Coatbridge for the renewal of his Taxi Driver's Licence had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

The Administrative Officer then indicated that John McCafferty was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in the applicant's absence.

Decided: that the application by John McCafferty for the renewal of Taxi Driver's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

(b) IAN MOODIE, 118 LAUREL DRIVE, CRAIGNEUK, WISHAW

6. The Head of Legal Services advised (1) that consideration of an application (tabled) by Ian Moodie, 118 Laurel Drive, Craigneuk, Wishaw for the renewal of his Taxi Driver's Licence had been received; (2) that an objection to the application had been received from the Chief Constable, Strathclyde Police, and (3) that a further letter had been received from the Chief Constable providing an update thereon.

The Sub-Committee then heard the applicant advise that he had no objection to the further letter from the Chief Constable being considered.

The Sub-Committee then heard Chief Inspector Fitzpatrick outline the Chief Constable's objection to the application and Ian Moodie speak in support of his application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Ian Moodie for the renewal of his Taxi Driver's Licence be granted for a period of one year.

**(2) STREET TRADER'S LICENCE - NEW APPLICATION - JAMES MURRAY McHUTCHISON,
6 AYR DRIVE, CAIRNHILL, AIRDRIE**

7. With reference to paragraph 9 of the Minute of the Special meeting of this Sub-Committee held on 24 March 2006, the Head of Legal Services advised that an amended application (tabled) by James Murray McHutchison, 6 Ayr Drive, Cairnhill, Airdrie for a Street Trader's Licence to enable him to trade from a static snack van in Hallcraig Street Car Park, Airdrie had been received, and (2) that an objection (tabled) to the application had been received from the Director of Planning and Environment.

The Sub-Committee heard Mr. Craw, Transportation Section, Department of Planning and Environment outline the Director of Planning and Environment's objection to the application and James Murray McHutchison and his wife, Mrs. McHutchison, speak in support of the application.

Thereafter, Mr. and Mrs. McHutchison, Mr. Craw and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. and Mrs. McHutchison, Mr. Craw and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by James Murray McHutchison for a Street Trader's Licence be refused.

**(3) SECOND HAND DEALER'S LICENCE - NEW APPLICATION - KEVIN McTEAR, 30 CASTLE
VIEW, NEWMAINS, WISHAW**

8. The Head of Legal Services advised (1) that an application (tabled) by Kevin McTear, 30 Castle View, Newmains, Wishaw for a Second Hand Dealer's Licence in respect of the used car sales premises at 41 Marshall Street, Wishaw had been received, and (2) that an objection (tabled) to the application had been received from the Director of Planning and Environment.
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SPECIAL GENERAL PURPOSES (LICENSING) SUB – 27 April 2006

The Sub-Committee heard Mr. Lang, Transportation Section, Department of Planning and Environment outline the Director of Planning and Environment's objection to the application and Kevin McTear speak in support of his application.

Thereafter, Kevin McTear, Mr. Lang and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Kevin McTear, Mr. Lang and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Kevin McTear for a Second Hand Dealer's Licence be granted subject to the conditions set out by the Director of Planning and Environment.

(4) STREET TRADER'S LICENCE - RENEWAL - PEARL KENNEDY, 15 MUIRHOUSE ROAD, MUIRHOUSE, MOTHERWELL

9. The Head of Legal Services advised (1) that an application (tabled) by Pearl Kennedy, 15 Muirhouse Road, Muirhouse, Motherwell for the renewal of her Street Trader's Licence to enable her to trade from a static snack van at 315-341 Orbiston Street, Motherwell had been received, and (2) that an objection (tabled) to the application had been received from the Director of Planning and Environment.

The Sub-Committee heard Mr. Lang, Transportation Section, Department of Planning and Environment outline the Director of Planning and Environment's objection to the application and Pearl Kennedy and her husband, Mr. Kennedy, speak in support of the application.

Thereafter, Mr. and Mrs. Kennedy, Mr. Lang and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. and Mrs. Kennedy, Mr. Lang and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Pearl Kennedy for the renewal of her Street Trader's Licence be granted.
