

**GENERAL PURPOSES (LICENSING) SUB – 21 August 2006**

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**Motherwell, 21 August 2006 at 9.30 am.**

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

**PRESENT**

Councillor Holloway, Convener; Provost Connelly; Councillors Barrie, Chadha, Gormill, Irvine, McAuley and Saunders.

**CHAIR**

Councillor Holloway (Convener) presided.

**IN ATTENDANCE**

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

**ALSO IN ATTENDANCE**

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

**APOLOGIES**

Councillors Cefferty, J. Martin 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 - RENEWAL**

1. The Head of Legal Services advised that this item had been withdrawn from the agenda as he had already granted the application by John Hugh Hunter, 3 Christie Street, Mossend, Bellshill for the renewal of his Private Hire Car Driver's Licence, under his delegated powers.

**Decided:** that it be noted that the item had been withdrawn.

**HEARINGS**

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

**(a) DEREK JAMES CONNER, 49 BURNSIDE CRESCENT, SHOTTS**

2. The Head of Legal Services advised (1) that an application (tabled) by Derek James Conner, 49 Burnside Crescent, Shotts 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 Sub-Committee then heard Superintendent Barr outline the Chief Constable's objection to the application and the Applicant speak in support of his application.

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## **GENERAL PURPOSES (LICENSING) SUB – 21 August 2006**

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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 Derek James Conner for a Private Hire Car Driver's Licence be refused.

### **(b) JAMES DAVIDSON, 14 WOODSIDE STREET, CHAPELHALL**

3. With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 11 July 2006, the Head of Legal Services advised that consideration of an application by James Davidson, 14 Woodside Street, Chapelhall 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 Administrative Officer then indicated that James Davidson 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 James Davidson 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.

### **(c) DAVID ROSS, 102 BARMULLOCH ROAD, GLASGOW**

4. With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 31 July 2006, the Head of Legal Services advised (1) that consideration of an application by David Ross, 102 Barmulloch Road, 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, and (2) that a late representation to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Services Officer then indicated that David Ross 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 David Ross 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.

## **(2) TAXI DRIVER'S LICENCE**

### **(a) NEW APPLICATION - STEPHEN CROSSAN, 67 KIRK STREET, COATBRIDGE**

5. The Head of Legal Services advised (1) that an application (tabled) by Stephen Crossan, 67 Kirk Street, Coatbridge for a Taxi Driver's Licence had been received, and (2) that a late objection 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 objection to the application being submitted late and the applicant indicate that he had no objections to the objection being considered.

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## **GENERAL PURPOSES (LICENSING) SUB – 21 August 2006**

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The Sub-Committee then heard Superintendent Barr outline the Chief Constable's objection (tabled) to the application and Stephen Crossan and Elizabeth Owens speak in support of the application.

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

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

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

### **(b) RENEWALS**

#### **(A) ALAN QUEEN, 8 DOUNEPARK WAY, COATBRIDGE**

6. The Head of Legal Services advised (1) that an application (tabled) by Alan Queen, 8 Dounepark Way, Coatbridge for the renewal of his 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 Superintendent Barr outline the Chief Constable's objection to the application and Alan Queen's agent, Mr. McAuley, Trainor Alston, Solicitors, speak in support of the application.

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

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

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

#### **(B) PETER ANTHONY QUINN, 123 BELMONT DRIVE, SHOTTS**

7. The Head of Legal Services advised that consideration of an application (tabled) by Peter Anthony Quinn, 123 Belmont Drive, Shotts for the renewal of his Taxi Driver's Licence had been received.

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 Peter Anthony Quinn for the renewal of his Taxi Driver's Licence be granted.

#### **(3) STREET TRADER'S LICENCE - NEW APPLICATION - CATHERINE HAY, 36 MOORCROFT DRIVE, AIRDRIE**

8. The Head of Legal Services advised (1) that consideration of an application (tabled) by Catherine Hay, 36 Moorcroft Drive, Airdrie for a Street Trader's Licence to enable her to trade from a mobile ice
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## **GENERAL PURPOSES (LICENSING) SUB – 21 August 2006**

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cream van in the Kirkwood area of Coatbridge 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 Catherine Hay speak in support of her 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 Catherine Hay for a Street Trader's Licence be refused.

### **(4) SECOND HAND DEALER'S LICENCE - NEW APPLICATION - RYAN FORRESTER, 29 MORRIS CRESCENT, DALZIEL PARK, MOTHERWELL**

9. The Head of Legal Services advised (1) that an application (tabled) by Ryan Forrester, 29 Morris Crescent, Dalziel Park, Motherwell for a Second Hand Dealer's Licence to enable him to trade from a second hand car sales premises at Kilsyth Car Sales, 92 Stirling Road, Kilsyth had been received, and (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Ryan Forrester was not in attendance.

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

The Sub-Committee then heard Superintendent Barr explain the reasons for the late submission of the Chief Constable's objection to the application (tabled).

**Decided:** that consideration of the application by Ryan Forrester for a Second Hand Dealer's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

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## **GENERAL PURPOSES (LICENSING) SUB – 14 September 2006**

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**Motherwell, 14 September 2006 at 9.30 am.**

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

### **PRESENT**

Councillor Holloway, Convener; Provost Connelly; Councillors Barrie, Cefferty, Chadha, Gormill, Irvine, J. Martin and Stocks.

### **CHAIR**

Councillor Holloway (Convener) presided.

### **IN ATTENDANCE**

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

### **ALSO IN ATTENDANCE**

Superintendent Dillon and Sergeant Harkin, "N" Division, Strathclyde Police.

### **APOLOGIES**

Councillors McAuley, McKenna 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**

#### **(1) NEW APPLICATIONS**

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

**Applicant:** Kevin Alexander Groom, 69 Belhaven Park, Muirhead

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

**Applicant:** Joanne Middleton, 22 Neidpath Avenue, Coatbridge

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

**Applicant:** John Thompson, 4 Forkens, Forth, Lanark

**Decided:** that consideration 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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**GENERAL PURPOSES (LICENSING) SUB – 14 September 2006**

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**(2) RENEWAL**

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

**Applicant:** Graham Smith, 73 Ash Road, Abronhill, Cumbernauld

**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 DRIVER'S LICENCE - NEW APPLICATION**

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

**Applicant:** Andrew Mair, 114 Wilson Street, 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) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS**

**(a) JAMES DAVIDSON, 14 WOODSIDE STREET, CHAPELHALL**

4. With reference to paragraph 3 of the Minute of the meeting of this Sub-Committee held on 21 August 2006, the Head of Legal Services advised that consideration of an application by James Davidson, 14 Woodside Street, Chapelhall 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 Administrative Officer then indicated that James Davidson was not in attendance.

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

**Decided:** that the application by James Davidson for a Private Hire Car Driver's Licence be refused.

**(b) DAVID ROSS, 102 BARMULLOCH ROAD, GLASGOW**

5. With reference to paragraph 4 of the Minute of the meeting of this Sub-Committee held on 21 August 2006, the Head of Legal Services advised that consideration of an application (tabled) by David Ross, 102 Barmulloch Road, Glasgow 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 Superintendent Dillon 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.

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**GENERAL PURPOSES (LICENSING) SUB – 14 September 2006**

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

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

**Provost Connelly declared an interest in the following application and took no part in the consideration thereof due to the applicant being a family member.**

**(2) TAXI DRIVER'S LICENCE – NEW APPLICATIONS**

**(a) BRYAN CONNELLY, 28 HUNTLY AVENUE, BELLSHILL**

6. The Head of Legal Services advised (1) that an application by Bryan Connelly, 28 Huntly Avenue, Bellshill for a Taxi Driver's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Bryan Connelly was not in attendance.

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

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

**(b) KEVIN CHALMERS, 141 EARLSTON CRESCENT, CARNBROE, COATBRIDGE**

7. The Head of Legal Services advised (1) that an application (tabled) by Kevin Chalmers, 141 Earlston Crescent, Carnbroe, Coatbridge for a Taxi Driver's Licence had been received, and (2) of the background relative thereto.

The Sub-Committee then heard the applicant speak in respect of the application and advise that he wished to withdraw his application.

**Decided:** that it be noted that Kevin Chalmers had withdrawn his application for a Taxi Driver's Licence.

**(c) PAUL ROONEY, 34 COLL DRIVE, COATBRIDGE**

8. The Head of Legal Services advised (1) that consideration of an application by Paul Rooney, 34 Coll Drive, Coatbridge for a Taxi Driver's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Paul Rooney was not in attendance.

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

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

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**(3) WINDOW CLEANER'S LICENCE – BREACH OF LICENCE CONDITION**

**(a) JAMES BLEVINS, 20 TURQUOISE TERRACE, BELLSHILL**

9. The Head of Legal Services advised that James Blevins, 20 Turquoise Terrace, Bellshill, 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 James Blevins was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in James Blevins' absence.

**Decided:** that the Window Cleaner's Licence currently held by James Blevins be suspended for the unexpired duration of the Licence.

**(b) BRIAN TONER, 27 STIRLING STREET, KIRKWOOD, COATBRIDGE**

10. The Head of Legal Services advised that Brian Toner, 27 Stirling Street, Kirkwood, Coatbridge, 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 Brian Toner was not in attendance.

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

**Decided:** that the Window Cleaner's Licence currently held by Brian Toner be suspended for the unexpired duration of the Licence.

**(4) MARKET OPERATOR'S LICENCE - NEW APPLICATION - WILLIAM MORRISONS SUPERMARKETS PLC, HILMORE HOUSE, THORNTON ROAD, BRADFORD**

11. The Head of Legal Services advised (1) that an application (tabled) by William Morrisons Supermarkets plc, Hilmore House, Thornton Road, Bradford for a Market Operator's Licence in respect of the premises at 76-84 Kirk Road, Wishaw had been received; (2) that a late objection to the application had been received from the Director of Planning and Environment in respect of Building Control and Environment Health matters, and (3) that the Environmental Health objection had been subsequently withdrawn.

The Administrative Officer then indicated that a representative from William Morrison Supermarkets plc was not in attendance.

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

The Sub-Committee then heard Mr. Padden outline the reasons for the late submission of the Director of Planning and Environment's objection to the application.

The Sub-Committee then heard Mr. Padden and Mr. Whyte, Department of Planning and Environment (Building Control), outline the Director of Planning and Environment's objection (tabled) to the application; indicate that only one matter remained outstanding, and advise that William Morrison Supermarkets plc had given an undertaking to resolve that issue as soon as possible.

**Decided:** that the application by William Morrison Supermarkets plc be granted, on the understanding that the applicant had given an undertaking to resolve the outstanding matter raised by the Director of Planning and Environment as soon as possible.

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**Motherwell, 28 September 2006 at 11 am.**

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

**PRESENT**

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

**CHAIR**

Councillor Holloway (Convener) presided.

**IN ATTENDANCE**

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

**ALSO IN ATTENDANCE**

Chief Inspector Dougall and Sergeant Harkin, "N" Division, Strathclyde Police.

**APOLOGIES**

Councillors Cefferty 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:** Scott McGarill, 44 Millbrae Avenue, Chryston

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

**Applicant:** Graham McMaster, 74 Muirhouse Avenue, Newmains

**Decided:** that consideration 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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**TAXI DRIVER'S LICENCE – NEW APPLICATION**

2. The Head of Legal Services advised that this item had been withdrawn from the agenda as he had already granted the application by Jason Macintyre, 3 Strain Crescent, Airdrie for a Taxi Driver's Licence under delegated powers.

**Decided:** that it be noted that the item had been withdrawn.

**HEARINGS**

**(1) TAXI DRIVER'S LICENCE - NEW APPLICATION - PAUL WALLACE, 125 WOODHEAD GREEN, WOODHEAD, HAMILTON**

3. The Head of Legal Services advised (1) that an application (tabled) by Paul Wallace, 125 Woodhead Green, Woodhead, Hamilton for a Taxi Driver's Licence had been received, and (2) of the background relevant thereto.

The Administrative Officer then indicated that Paul Wallace was not in attendance.

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

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

**(2) STREET TRADER'S LICENCE – NEW APPLICATIONS**

**(a) NATALIE ANNE ELLIOTT, SANDYFORD FARM, EDINBURGH ROAD, NEWHOUSE, MOTHERWELL**

4. The Head of Legal Services advised (1) that an application (tabled) by Natalie Anne Elliott, Sandyford Farm, Edinburgh Road, Newhouse, Motherwell for a Street Trader's Licence to enable her to trade from a static snack van at the Former Reservoir, Glasgow and Edinburgh Road, Newhouse had been received, and (2) that an objection to the application (tabled) had been received from the Director of Planning and Environment.

The Administrative Officer then indicated that Natalie Anne Elliott was not in attendance.

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

The Sub-Committee then heard Mr. Craw, Transport Section, Department of Planning and Environment, outline the Director of Planning and Environment's objection to the application.

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

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

**Decided:** that the application by Natalie Anne Elliott for a Street Trader's Licence be refused.

**(b) JAMIE ROWATT, 31 SANDPIPER CRESCENT, CARNBROE, COATBRIDGE**

5. The Head of Legal Services advised (1) that an application (tabled) by Jamie Rowatt, 31 Sandpiper Crescent, Carnbroe, Coatbridge for a Street Trader's Licence to enable him to trade from a static snack van at Luggie Glen Business Park, situated off Glasgow Road, Coatbridge had been received,

and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police and late objections (tabled) had been received from the Director of Housing and Property Services and the Director of Planning and Environment.

The Sub-Committee then heard Mr. McRoberts, Property Services, Department of Housing and Property Services explain the reasons for the Director of Housing and Property Services' objection being submitted late and Mr. Dyer, Transportation Section, Department of Planning and Environment explain the reasons for the Director of Planning and Environment's objection being submitted late.

The Administrative Officer then indicated that Jamie Rowatt was not in attendance and he had authorised Lorna Stokes to speak to the application on his behalf.

The Sub-Committee then heard (a) Mr. McRoberts outline the Director of Housing and Property Services' objection to the application; (b) Mr. Dyer outline the Director of Planning and Environment's objection to the application; (c) Chief Inspector Dougall, Strathclyde Police, outline the Chief Constable's objection to the application, and (d) Lorna Stokes, on behalf of the applicant speak in support of the application.

Thereafter Lorna Stokes, Mr. McRoberts, Mr. Dyer and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Lorna Stokes, Mr. McRoberts, Mr. Dyer and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by Jamie Rowatt for a Street Trader's Licence be refused.

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