

**Motherwell, 21 February 2002 at 9.30 am.**

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

**PRESENT**

Councillor Holloway, Convener; Councillors Barrie, Chadha, Connelly, Gormill, Heberton, Homer, Love and J. Martin.

**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 Corrigan, Constable McCann and A. Cook, "N" Division, Strathclyde Police.

**APOLOGY**

Councillor Cefferty.

**TAXI LICENCE - VARIATION**

1. The Sub-Committee considered an application received from Brian McKelvie, 203 Dunotter Avenue, Shawhead, Coatbridge, for the variation of his Taxi Licence to add Pamela Pyott, 28 Aitkenhead Avenue, Coatbridge, as a joint Licence holder.

**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 - BREACH OF LICENCE CONDITION**

**(a) KEVIN HENRY BERRY, 77 CRAIGEND DRIVE, COATBRIDGE**

2. With reference to paragraph 7 of the Minute of the meeting of this Sub-Committee held on 24 January 2002, the Head of Legal Services advised that consideration of an alleged breach of Licence condition by Kevin Henry Berry, 77 Craigend Drive, Coatbridge, who currently held a Window Cleaner's Licence, had been continued to allow Kevin Henry Berry an opportunity to appear before the Sub-Committee to speak in respect of the allegation.

The Administrative Officer indicated that Kevin Henry Berry was not in attendance.

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

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

**(b) JOHN DOLAN, 2 WEST DRIVE, AIRDRIE**

3. With reference to paragraph 7 of the Minute of the meeting of this Sub-Committee held on 24 January 2002, the Head of Legal Services advised that consideration of an alleged breach of Licence condition by John Dolan, 2 West Drive, Airdrie, who currently held a Window Cleaner's Licence, had been continued to allow John Dolan an opportunity to appear before the Sub-Committee to speak in respect of the allegation.

The Administrative Officer indicated that John Dolan was not in attendance.

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

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

**(c) STEVEN HUGH DUFFY, 19 STIRLING STREET, COATBRIDGE**

4. With reference to paragraph 7 of the Minute of the meeting of this Sub-Committee held on 24 January 2002, the Head of Legal Services advised that consideration of an alleged breach of Licence condition by Steven Hugh Duffy, 19 Stirling Street, Coatbridge, who currently held a Window Cleaner's Licence, had been continued to allow Steven Hugh Duffy an opportunity to appear before the Sub-Committee to speak in respect of the allegation.

The Administrative Officer indicated that Steven Hugh Duffy was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in Steven Hugh Duffy's absence.

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

**(d) ARCHIBALD CLELLAND THOMSON, 88 BURNSIDE TOWER, MOTHERWELL**

5. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 13 December 2001, the Head of Legal Services advised that consideration of an alleged breach of Licence condition by Archibald Clelland Thomson, 88 Burnside Tower, Motherwell, who currently held a Window Cleaner's Licence, had been continued to allow Archibald Clelland Thomson an opportunity to appear before the Sub-Committee to speak in respect of the allegation.

The Administrative Officer indicated that Archibald Clelland Thomson was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in Archibald Clelland Thomson's absence.

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

**(e) WILLIAM MARSHALL THOMSON, 268 NORTH DRYBURGH ROAD, WISHAW**

6. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 13 December 2001, the Head of Legal Services advised (1) that consideration of an alleged breach of Licence condition by William Marshall Thomson, 268 North Dryburgh Road, Wishaw, who had held a Window Cleaner's Licence, had been continued to allow William Marshall Thomson an opportunity to

appear before the Sub-Committee to speak in respect of the allegation, and (2) that William Marshall Thomson's Licence had subsequently expired.

The Administrative Officer indicated that William Marshall Thomson was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in William Marshall Thomson's absence.

**Decided:** that, as the Window Cleaner's Licence held by William Marshall Thomson had expired, no further action be taken.

**(2) STREET TRADER'S LICENCE - NEW APPLICATION - GEORGINA MacPHEE, 571 MERRY STREET, MOTHERWELL**

7. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 24 January 2002, the Head of Legal Services advised (1) that an application by Georgina MacPhee, 571 Merry Street, Motherwell, for a Street Trader's Licence, to enable her to trade from her static snack van at Melford Avenue, Righead Industrial Estate, Bellshill, had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of her application, and (2) that an objection to the application had been received from the Director of Planning and Environment.

The Administrative Officer indicated that the Director of Planning and Environment's representative was not in attendance.

The Sub-Committee then heard Georgina MacPhee and Superintendent Corrigan speak in respect of the application.

The Sub-Committee then expressed concern regarding the absence of the Director of Planning and Environment or a representative from his Department to speak in support of his objection to the application.

**Decided:** that the application by Georgina MacPhee for a Street Trader's Licence to enable her to trade from her static snack van at Melford Avenue, Righead Industrial Estate, Bellshill be granted.

**(3) TAXI DRIVER'S LICENCE - NEW APPLICATION - JOSEPH PHILIP HENDERSON, 8 LEANDER CRESCENT, MOSSEND, BELLSHILL**

8. The Head of Legal Services advised (1) that an application by Joseph Philip Henderson, 8 Leander Crescent, Mossend, Bellshill, for a Taxi Driver's Licence had been received; (2) that the Chief Constable had objected to the application, and (3) that Joseph Philip Henderson 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 Superintendent Corrigan who advised why, in the Chief Constable's opinion, full details of Joseph Philip Henderson's spent convictions should be disclosed. The applicant then advised that he had no objections to the spent convictions being disclosed.

The Sub-Committee then heard Superintendent Corrigan give details of the spent convictions and outline the Chief Constable's objections and Joseph Philip Henderson and Yvonne Ross, Remploi, speak in support of his application.

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

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

**Decided:** that the application by Joseph Philip Henderson for a Taxi Driver's Licence be refused.

**(4) PRIVATE HIRE CAR DRIVER'S LICENCE**

**(a) NEW APPLICATION**

**(A) ERNEST ROBERT GOWER, 200 FIFE DRIVE, MOTHERWELL**

9. With reference to paragraph 7 of the Minute of the meeting of this Sub-Committee held on 13 December 2001, the Head of Legal Services advised (1) that consideration of an application by Ernest Robert Gower, 200 Fife Drive, 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, and (2) that Ernest Robert Gower 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 Superintendent Corrigan. The applicant then advised that he had no objections to the spent convictions being disclosed.

The Sub-Committee then heard Superintendent Corrigan give details of the spent convictions and Ernest Robert Gower speak in support of his application.

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 Ernest Robert Gower for a Private Hire Car Driver's Licence be granted.

**(B) WILLIAM McSHANNON, 78 MERRICK TERRACE, TANNOCHSIDE, UDDINGSTON**

10. With reference to paragraph 4 of the Minute of the meeting of this Sub-Committee held on 24 January 2002, the Head of Legal Services advised that consideration of an application by William McShannon, 78 Merrick Terrace, Tannochside, Uddingston, 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 Corrigan 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 William McShannon for a Private Hire Car Driver's Licence be granted for a period of one year.

**(C) MARK THOMAS SNEDDON, 88 CARLISLE ROAD, AIRDRIE**

11. With reference to paragraph 4 of the Minute of the meeting of this Sub-Committee held on 24 January 2002, the Head of Legal Services advised (1) that consideration of an application by Mark Thomas Sneddon, 88 Carlisle Road, Airdrie, 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 Mark Thomas Sneddon had indicated that he was unable to attend the meeting.

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

**(b) RENEWAL**

**(A) ANDREW DAVID LYNN, 159 NORTH CALDER ROAD, VIEWPARK**

12. With reference to paragraph 6 of the Minute of the meeting of this Sub-Committee held on 13 December 2001, the Head of Legal Services advised that consideration of an application by Andrew David Lynn, 159 North Calder Road, Viewpark, for the renewal of his 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 Corrigan 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 Andrew David Lynn for the renewal of his Private Hire Car Driver's Licence be granted.

**(B) GERALD WRIGHT, 21 MEADOWHEAD AVENUE, MOODIESBURN**

13. With reference to paragraph 6 of the Minute of the meeting of this Sub-Committee held on 13 December 2001, the Head of Legal Services advised that consideration of an application by Gerald Wright, 21 Meadowhead Avenue, Moodiesburn, for the renewal of his 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 Corrigan 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 Gerald Wright for the renewal of his Private Hire Car Driver's Licence be granted for a period of one year.