

Motherwell, 21 March 2002 at 9.30 am.

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

PRESENT

Councillor Holloway, Convener; Councillors Barrie, Chadha, Connelly, Devine, Gormill, Heberton, 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 McKenzie and Constable McCann, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty and Irvine.

TAXI DRIVER'S LICENCE - NEW APPLICATION

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

Applicant: Craig Hunter, 5 Hawthorn Drive, Craigneuk, 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.

WINDOW CLEANER'S LICENCE - BREACH OF LICENCE CONDITION

(1) KEVIN HENRY BERRY, 77 CRAIGEND DRIVE, COATBRIDGE

2. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 21 February 2002, the Head of Legal Services advised (1) that the Window Cleaner's Licence held by Kevin Henry Berry, 77 Craigend Drive, Coatbridge had been suspended due to a breach of one of his Licence conditions, and (2) that Kevin Henry Berry had subsequently complied with his Licence conditions.

Decided: that the suspension of the Window Cleaner's Licence held by Kevin Henry Berry be recalled, on the understanding that the Head of Legal Services issue Kevin Henry Berry with a letter warning him as to his future conduct.

(2) JOHN DOLAN, 2 WEST DRIVE, AIRDRIE

3. With reference to paragraph 3 of the Minute of the meeting of this Sub-Committee held on 21 February 2002, the Head of Legal Services advised (1) that the Window Cleaner's Licence held by John Dolan, 2 West Drive, Airdrie had been suspended due to a breach of one of his Licence conditions, and (2) John Dolan had subsequently complied with his Licence conditions.

Decided: that the suspension of the Window Cleaner's Licence held by John Dolan be recalled, on the understanding that the Head of Legal Services issue John Dolan with a letter warning him as to his future conduct.

(3) STEPHEN HUGH DUFFY, 19 STIRLING STREET, COATBRIDGE

4. With reference to paragraph 4 of the Minute of the meeting of this Sub-Committee held on 21 February 2002, the Head of Legal Services advised (1) that the Window Cleaner's Licence held by Stephen Hugh Duffy, 19 Stirling Street, Coatbridge had been suspended due to a breach of one of his Licence conditions, and (2) Stephen Hugh Duffy had subsequently complied with his Licence conditions.

Decided: that the suspension of the Window Cleaner's Licence held by Steven Hugh Duffy be recalled, on the understanding that the Head of Legal Services issue Stephen Hugh Duffy with a letter warning him as to his future conduct.

HEARINGS

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

(a) PATRICK BANKS, 183 DUNBETH COURT, COATBRIDGE

5. The Head of Legal Services advised (1) that consideration of an application by Patrick Banks, 183 Dunbeth Court, Coatbridge, for a Private Hire Car Driver's Licence had been received, and (2) that an objection to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Superintendent McKenzie outline the Chief Constable's objections to the application and Patrick Banks 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 Patrick Banks for a Private Hire Car Driver's Licence be granted.

(b) MARK THOMAS SNEDDON, 88 CARLISLE ROAD, AIRDRIE

6. With reference to paragraph 11 of the Minute of the meeting of this Sub-Committee held on 21 February 2002, the Head of Legal Services advised that consideration of an application by Mark Thomas Sneddon, 88 Carlisle Road, Airdrie, for a Private Hire Car Driver's Licence had been further 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 Mark Thomas Sneddon was not in attendance.

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

Decided: that the application by Mark Thomas Sneddon for a Private Hire Car Driver's Licence be refused

(2) TAXI LICENCE - VARIATION - BRIAN McKELVIE, 203 DUNOTTER AVENUE, SHAWHEAD COATBRIDGE

7. The Head of Legal Services advised that an application by Brian McKelvie, 203 Dunotter Avenue, Shawhead, Coatbridge, for a variation of his Taxi Licence to add Pamela Pyott, 28 Aitkenhead Avenue, Coatbridge as a joint Licence holder had been received.

The Administrative Officer then indicated that Brian McKelvie and Pamela Pyott were not in attendance.

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

Decided: that the application by Brian McKelvie for a variation of his Taxi Licence to add Pamela Pyott as a joint Licence holder be refused.

(3) AMUSEMENT WITH PRIZES GAMING MACHINE PERMIT - NEW SECTION 34 APPLICATION TAHIR JAMSHID, 6 WINDSOR STREET, GLASGOW

8. The Head of Legal Services advised (1) that a Section 34 application by Tahir Jamshid, 6 Windsor Street, Glasgow for an Amusement with Prizes Gaming Machine Permit in respect of the premises at Spicy Cottage, 14a West Canal Street, Coatbridge, had been received; (2) that an objection to the application had been received from Miller Beckett and Jackson, Solicitors on behalf of Coatbridge Baptist Church, West Canal Street, Coatbridge, and (3) that a late objection to the application had been received from the Chief Constable, Strathclyde Police.

Superintendent McKenzie then explained the reasons for the objection by the Chief Constable being submitted late.

The Administrative Officer then indicated that Tahir Jamshid was not in attendance although Mr. Dingwall, Miller Beckett and Jackson, Solicitors on behalf of Coatbridge Baptist Church was in attendance.

Decided: that consideration of the application by Tahir Jamshid for an Amusement with Prizes Gaming Machine Permit be continued for a site visit and hearing.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - ASTRID COOK OR READER, 63 STRATHCLYDE STREET, DALMARNOCK, GLASGOW

9. The Head of Legal Services advised (1) that an application by Astrid Cook or Reader, 63 Strathclyde Street, Dalmarnock, Glasgow, for a Street Trader's Licence to enable her to trade from her static snack van at Westfield Industrial Estate, Deerdykes Road, Cumbernauld, had been received, and (2) that an objection to the application had been received from the Director of Planning and Environment.

The Sub-Committee then heard (1) Astrid Cook or Reader request that her application be amended as she now wished to trade from Deerdykes View, and (2) the Director of Planning and Environment's representative advise that there was no objection to the amendment.

Decided: that the application by Astrid Cook or Reader for a Street Trader's Licence be continued for a site visit and hearing.

PROCEDURE FOR CONSIDERATION OF APPLICATIONS UNDER THE CIVIC GOVERNMENT (SCOTLAND) ACT

10. Reference having been made by the Convener to the arrangements for considering applications for premise based activities under the Civic Government (Scotland) Act 1982, the Sub-Committee agreed that in future, and prior to determination, all applications which have met with adverse comments or objections be the subject of a site visit.

Decided: that future applications for premise based activities, which have met with adverse comments or objections be the subject of a site visit before consideration of the applications.