

Motherwell, 14 October 2002 at 11 am.

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

PRESENT

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

CHAIR

Councillor Holloway (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Chief Superintendent Buchan and Constable McCann, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty, Devine, Hebenton and Love.

PUBLIC ENTERTAINMENT LICENCE - RENEWALS

1. The Sub-Committee considered applications received for a Public Entertainment Licence and resolved as follows, viz:-

Applicant: Luxury Leisure, 45 Cuthbert Court, Bede Industrial Estate, Jarrow, Tyne and Weir

Premises: Nobles Amusements, 61-69 Main Street, Wishaw

Entertainment: Amusements with Prizes Gaming Machines

Days and Times: 9 am to 8 pm Monday to Saturday; 11 am to 5 pm Sunday

Decided: that the application by Luxury Leisure for a Public Entertainment Licence be continued.

Applicant: Luxury Leisure, 45 Cuthbert Court, Bede Industrial Estate, Jarrow, Tyne and Weir

Premises: Nobles Amusements, 46 Main Street, Coatbridge

Entertainment: Amusements with Prizes Gaming Machines

Days and Times: Monday to Sunday not longer than between the hours of 9 am and 10 pm

Decided: that the application by Luxury Leisure for a Public Entertainment Licence be continued.

WINDOW CLEANER'S LICENCE - NEW APPLICATION

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

Applicant: Thomas Reid, 202 Muirhall Street, Coatbridge

- Decided:** (1) that consideration be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and
- (2) that the late representation by Strathclyde Police may be taken into consideration.

WINDOW CLEANER'S LICENCE - RENEWAL

3. The Sub-Committee considered an application for the renewal of a Window Cleaner's Licence, and resolved as follows, viz:-

Applicant: Stephen Hugh Thomas Duffy, 19 Stirling Street, Kirkwood, Coatbridge

- Decided:** (1) that consideration be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and
- (2) that the late representation by Strathclyde Police may be taken into consideration.

PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS

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

Applicant: Fraser Carruthers, 17 Apollo Path, Holytown

- Decided:** (1) that consideration be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and
- (2) that it be agreed that the applicant's spent convictions be taken into consideration.

Applicant: John Jenkins, 50 Springbank View, Plains, 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 DRIVER'S LICENCE - NEW APPLICATIONS

5. The Sub-Committee considered applications received for a Taxi Driver's Licence, and resolved as follows, viz:-

Applicant: Ian Lynch, 51 Keir Hardie Avenue, Holytown

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: David Thomas MacDonald, 16 Paterson Drive, Law

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

The Convener exercised his discretion to vary the order of business as hereinafter Minuted

HEARINGS

STREET TRADER'S LICENCES

(1) RENEWAL AND COMPLAINT - THOMAS MITCHELL, 9 MOFFAT PLACE CARNBROE

6. The Head of Legal Services advised (1) that an application by Thomas Mitchell, 9 Moffat Place, Carnbroe for the renewal of his Street Trader's Licence to enable him to trade from his static snack van at North Caldeen Road, Coatbridge had been received, and (2) that complaints as to the location of the snack van had been received from (a) Graham and Sibbald, on behalf of Calder Park (Management) Limited, and (b) Lees of Scotland Limited.

The Administrative Officer then indicated that a representative from Lees of Scotland Limited was not in attendance.

The Sub-Committee then heard (1) Mr. Black, Graham and Sibbald, outline the complaint by Calder Park (Management) Limited; (2) Mr. McAlpine, Department of Planning and Environment outline the observations of the Director of Planning and Environment; (3) Mr Slamin, the Council's Licensing Enforcement Officer outline his observations; (4) Chief Superintendent Buchan outline the observations of Strathclyde Police, and (5) the applicant speak in support of the location, together with tabled photographs of the site.

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

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

Decided:

- (1) that the complaint relative to the location of Thomas Mitchell's snack van be not upheld, and
- (2) that the application by Thomas Mitchell for the renewal of his Street Trader's Licence to enable him to trade from his static snack van at the location where he is currently situated in North Caldeen Road, Coatbridge be granted.

(2) NEW APPLICATION - ANDREW MCGIVERN, 45 ELLISMUIR STREET, KIRKSHAWS, COATBRIDGE

7. The Head of Legal Services advised (1) that an application by Andrew McGivern, 45 Ellismuir Street, Kirkshaws, Coatbridge for a Street Trader's Licence to enable him to trade from his static snack van

at the entrance of Righead Autos, 9-11 Palacecraig Street, Coatbridge had been received, and (2) that an objection to the application had been received from the Director of Education.

The Administrative Officer then indicated that Andrew McGivern was not in attendance.

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

The Sub-Committee then heard Mr. Smith, Department of Education, outline the objection of the Director of Education.

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

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

Decided: that the application by Andrew McGivern for a Street Trader's Licence to enable him to trade from his static snack van at the entrance of Righead Autos, 9-11 Palacecraig Street, Coatbridge be granted.