

**Motherwell, 25 November 2002 at 11 am.**

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

**PRESENT**

Councillor Holloway, Convener; Councillors Connelly, Devine, Gormill, Hebenton and Love.

**CHAIR**

Councillor Holloway (Convener) presided.

**IN ATTENDANCE**

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

**ALSO IN ATTENDANCE**

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

**APOLOGIES**

Councillors Barrie, Cefferty, Chadha and J. Martin.

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

**HEARINGS**

**(1) STREET TRADER'S LICENCE - RENEWAL - GARETH WARD, 16 LASHLEY GROVE, OVERTOWN, WISHAW**

1. The Chief Solicitor (Licensing) advised (1) that an application by Gareth Ward, 16 Lashley Grove, Overtown, Wishaw for the renewal of his Street Trader's Licence, to enable him to trade from his static snack van at Ladysmith Street, Craigneuk, Wishaw had been received, and (2) that a late objection to the application had been received from Wishaw and District Housing Association.

Mrs. McKenna, Wishaw and District Housing Association then advised the Sub-Committee of the reason for the objection to the application being submitted late.

The Sub-Committee then heard the applicant's agent, Mr. Santoni, Freelands & Company, Solicitors, advise that his client had no objection to the late representation from Wishaw and District Housing Association being considered.

The Chief Solicitor (Licensing) then advised the Sub-Committee that Councillor Lunny, local elected Member, had submitted a late letter in support of the application.

The Sub-Committee then heard Mrs. McKenna advise that, on behalf of Wishaw and District Housing Association, she had no objection to the letter from Councillor Lunny being considered.

The Sub-Committee then heard (1) Mr. Fox and Mrs. McKenna outline Wishaw and District Housing Association's objection to the application; (2) Mr. Stevenson, Department of Planning and Environment outline the Director of Planning and Environment's observations, and (3) Mr. Santoni speak in support of the application.

Thereafter, the applicant, Mr. Santoni, Mr. Fox, Mrs. McKenna, Mr. Stevenson and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicant, Mr. Santoni, Mr. Fox, Mrs. McKenna, Mr. Stevenson and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by Gareth Ward for the renewal of his Street Trader's Licence be granted.

**(2) SECOND HAND DEALER'S LICENCE - NEW APPLICATION - JOHN BROWN, 170 BONKLE ROAD, NEWMAINS**

2. The Chief Solicitor (Licensing) advised (1) that an application by John Brown, 170 Bonkle Road, Newmains for a Second Hand Dealer's Licence to enable him to trade in second hand car sales at 170 Bonkle Road, Newmains had been received, and (2) that objections to the application had been received from a number of local residents.

The Sub-Committee then heard (1) Mrs. Merrilees, 223 Bonkle Road, Newmains and Mrs. Murray and Mrs. Barclay, 215 Bonkle Road, Newmains outline their objection to the application; (2) Mr. Stevenson, Department of Planning and Environment outline the Director of Planning and Environment's observations on the application; (3) Chief Superintendent Buchan outline the Chief Constable's observations on the application, and (4) the applicant speak in support of his application.

Thereafter, the applicant, Mrs. Merrilees, Mrs. Murray, Mrs. Barclay, Mr. Stevenson and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicant, Mrs. Merrilees, Mrs. Murray, Mrs. Barclay, Mr. Stevenson and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by John Brown for a Second Hand Dealer's Licence be granted subject to the conditions to be set out by the Head of Legal Services

**The Convener declared a non-pecuniary interest and vacated the Chair for the following item of business and took no part in its consideration or determination. Councillor Connolly was appointed to and assumed the Chair.**

**(3) LATE HOURS CATERING LICENCE - NEW APPLICATION - SHELL UK LIMITED, SHELL CENTRE, LONDON PER TOM SLEITH, 4 CAMPION ROAD, MOTHERWELL**

3. The Chief Solicitor (Licensing) advised (1) that an application by Shell UK Limited, Shell Centre, London per Tom Sleith, 4 Campion Road, Motherwell for a Late Hours Catering Licence in respect of the premises at Shell Newmains, Main Street, Newmains had been received, and (2) that objections to the application had been received from the Newmains Action Group and Newmains and District Community Council.

The Administrative Officer then indicated that representatives from the Newmains Action Group and Newmains and District Community Council were not in attendance.

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

The Sub-Committee then heard the applicant's agent, Mr. Batters, John Batters & Company, Solicitors, speak in support of the application.

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

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

**Decided:** that the application by Shell UK Limited per Tom Sleith for a Late Hours Catering Licence in respect of the premises at Shell Newmains, Main Street, Newmains be granted.

**(4) TAXI DRIVER'S LICENCE - NEW APPLICATION - GEORGE BRODERICK, 15 GUNN QUADRANT, BELLSHILL**

4. With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 28 October 2002, the Chief Solicitor (Licensing) advised that consideration of an application by George Broderick, 15 Gunn Quadrant, Bellshill 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 and to allow the applicant a further opportunity to sit the Taxi Driver's Knowledge Test.

The Administrative Officer indicated that George Broderick was not in attendance.

The Chief Solicitor (Licensing) then advised the Sub-Committee of the background therein.

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

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