

Motherwell, 20 February 2003 at 9.30 am.

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

PRESENT

Councillor Holloway, Convener; Councillors Chadha, Devine, Gormill, Heberton, Homer, Irvine 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 Docherty and Sergeant Urban, "N" Division, Strathclyde Police.

APOLOGY

Councillor Cefferty.

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: Hugh Young Gailey, 544 Bellshill Road, Motherwell

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

PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION

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

Applicant: James Dickson, 61 Coldstream Crescent, Coltness, Wishaw

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 AND PRIVATE HIRE CAR LICENCE - COMPLAINT

3. The Head of Legal Services advised the Sub-Committee of a complaint received by the Chief Constable, Strathclyde Police relative to the behaviour of William Kenmuir, 15 Croftcot Avenue, Bellshill.

Decided: that consideration be continued to allow William Kenmuir an opportunity to appear before the Sub-Committee to speak in relation to the complaint.

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.

HEARINGS

(1) TAXI DRIVER'S LICENCE - COMPLAINTS

(a) JOHN HAMILTON, 4 HAMILTON PLACE, NEW STEVENSTON

4. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 14 November 2002, the Head of Legal Services advised (1) that consideration of a complaint (tabled) relative to the behaviour of John Hamilton, 4 Hamilton Place, New Stevenston had been continued to allow John Hamilton an opportunity to appear before the Sub-Committee to speak in relation to the complaint, and (2) that John Hamilton was unable to be in attendance due to illness.

Decided: that consideration of the complaint relative to the behaviour of John Hamilton be continued to allow John Hamilton another opportunity to appear before the Sub-Committee to speak in relation to the complaint.

(b) ANTHONY KELLY, 35 GREENSIDE STREET, COATBRIDGE

5. With reference to paragraph 5 of the Minute of the special meeting of this Sub-Committee held on 7 November 2001, the Head of Legal Services (1) advised that consideration of a complaint (tabled) relative to the behaviour of Anthony Kelly, 35 Greenside Street, Coatbridge had been continued to allow Anthony Kelly another opportunity to appear before the Sub-Committee to speak in relation to the complaint, and (2) recommended that, for the reason detailed, consideration of the complaint be further continued.

Decided: that consideration of the complaint relative to the behaviour of Anthony Kelly be continued to allow Anthony Kelly another opportunity to appear before the Sub-Committee to speak in relation to the complaint.

(2) PRIVATE HIRE CAR LICENCE - RECALL OF SUSPENSION - JACQUELINE CALLAGHAN, 63 BELLSDYKE ROAD, AIRDRIE

6. With reference to paragraph 2 of the Minute of the meeting of this Committee held on 23 January 2003, the Head of Legal Services advised that consideration of a request (tabled) by Jacqueline Callaghan, 63 Bellsdyke Road, Airdrie seeking the recall of the suspension of her Private Hire Car Licence had been continued to allow Jacqueline Callaghan an opportunity to appear before the Sub-Committee to speak in support of her request.

The Sub-Committee then heard Mr. Laughran, Jacqueline Callaghan's agent, speak in respect of the request.

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

Jacqueline Callaghan, Mr. Laughran and representatives of the Police were then re-admitted to the meeting.

Decided: that the suspension of Jacqueline Callaghan's Private Hire Car Licence be recalled.

(3) TAXI DRIVER'S LICENCE AND PRIVATE HIRE CAR LICENCE - RENEWAL - DAVID IAN MCDONALD, 91 ARRAN DRIVE, RAVENSWOOD, CUMBERNAULD

7. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 23 January 2003, the Head of Legal Services advised (1) that consideration of an application by David Ian McDonald, 91 Arran Drive, Ravenswood, Cumbernauld for the renewal of his Taxi Driver's Licence and Private Hire Car Licence had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his applications, and (2) that David Ian McDonald was currently in hospital.

Decided: that consideration of the applications by David Ian McDonald for the renewal of his Taxi Driver's Licence and Private Hire Car Licence be continued to allow David Ian McDonald another opportunity to appear before the Sub-Committee to speak in support of his applications.

(4) SECOND HAND DEALER'S LICENCE - NEW APPLICATION - WILLIAM C. FALLON, 54 CORSEWALL STREET, COATBRIDGE

8. The Head of Legal Services advised (1) that an application (tabled) by William C. Fallon, 54 Corsewall Street, Coatbridge for a Second Hand Dealer's Licence to enable him to trade from his Autobreakers premises at 10 Cameron Street, Coatbridge had been received; (2) that an objection to the application (tabled) had been received from Mrs. G. Nisbet, local resident, and (3) that a late representation had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Mrs. Nisbet was not in attendance.

The Sub-Committee heard Superintendent Docherty explain the reasons for the Chief Constable's representation being submitted late and the applicant's agent, Mr. Cooke, McKenzie Solicitors, advise that his client had no objection to the representation being considered.

The Sub-Committee then heard Mr. Cook speak in support of the application and Superintendent Docherty speak in respect of the representation (tabled).

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

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

Decided: that the application by William C. Fallon for a Second Hand Dealer's Licence be granted.