

**Motherwell, 16 September 2003 at 9.30 am.**

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

**PRESENT**

Councillor Holloway, Convener; Councillors Barrie, Chadha, Gormill, McAuley, McKenna, J. Martin and Saunders.

**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 Law and Sergeant Fabian, "N" Division, Strathclyde Police.

**APOLOGIES**

Provost Connelly and Councillor Irvine.

**BALLOT FOR VACANT TAXI LICENCE IN THE COUNCIL'S NORTH LICENSING AREA**

1. With reference to paragraph 3 of the Minute of the meeting of the General Purposes Committee held on 4 June 2003, when it was agreed to authorise the allocation of the vacant Taxi Licence currently available in the Council's North Licensing area, expressions of interest in the Licence were then put forward and drawn from a ballot by the Convener and Vice-Convener.

**Decided:**

- (1) that it be agreed that applications for the vacant Taxi Licence in the Council's North Licensing Area be invited and considered in the order of those drawn from the ballot, viz:-

Alexander Stewart  
Steven Picken  
John McKellar  
Louise Gilchrist  
Alexander Tomlinson  
Craig Picken  
Gavin Masterton  
John Harra  
George Fox  
Margaret Carroll  
Craig Paterson  
Florence Picken  
Ian Clark  
Graham Muir  
Stuart Picken  
Doreen Picken  
Anne Marie Harra  
David Dawson;

- (2) that it be agreed that the first successful application received, after satisfying the Council's requirements, be duly granted the Licence in the North Area, and
- (3) that a report be submitted to a future meeting of the General Purposes Committee.

**PRIVATE HIRE CAR LICENCE AND PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT**

2. The Head of Legal Services advised the Sub-Committee of a complaint received from the Chief Constable, Strathclyde Police relative to the behaviour of Daniel Devlin, 33 Greenhead Road, Wishaw.

**Decided:** that consideration be continued to allow Daniel Devlin 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 LICENCE - VARIATION**

3. With reference to paragraph 4 of the Minute of the Special meeting of this Sub-Committee held on 18 August 2003, the Head of Legal Services advised that an application (tabled) by William Smith, 11 Craigmochan Avenue, Airdrie to vary his Taxi Licence to include John Laidlaw, 54 Southburn Road, Airdrie as a joint Licence holder, had been continued to allow William Smith's representative an opportunity to appear before the Sub-Committee to speak in support of the application.

The Sub-Committee then heard William Smith's representative, Mr. Gunn, (1) advise that Mr. Smith wished the day to day running and maintenance of the taxi to be transferred to John Laidlaw, 54 Southburn Road, Airdrie, and (2) speak in support of the application.

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

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

**Decided:** that the application by William Smith to vary his Taxi Licence to add John Laidlaw as the day to day manager of the taxi be granted.

**(2) TAXI DRIVER'S LICENCE - RENEWAL - WILLIAM MOODY, 9 BROOMPARK ROAD, WISHAW**

4. The Head of Legal Services advised (1) that an application (tabled) by William Moody, 9 Broompark Road, Wishaw for the renewal of his Taxi Driver's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Superintendent Law outline the Chief Constable's objection to the application and William Moody 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.

Councillor Saunders, seconded by Councillor Martin, moved that the application by William Moody for the renewal of his Taxi Driver's Licence be refused.

Councillor Chadha, seconded by Councillor Gormill, moved, as an amendment, that the application by William Moody for the renewal of his Taxi Driver's Licence be granted for a period of one year.

On a vote being taken, 4 Members voted for the amendment and 4 Members voted for the motion. The voting being equal, the Convener exercised his casting vote in favour of the amendment, which was accordingly declared carried.

**Decided:** that the application by William Moody for the renewal of his Taxi Driver's Licence be granted for a period of one year.

**(3) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - JOSEPH McPAKE,  
50 MERRYSTON COURT, COATBRIDGE**

5. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 25 August 2003, the Head of Legal Services advised (1) that consideration of an application (tabled) by Joseph McPake, 50 Merryston Court, Coatbridge for a Private Hire Car Driver's Licence had been continued to allow Joseph McPake another opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that a late representation on the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Superintendent Law explain the reason for the Chief Constable's representation being submitted late.

The Sub-Committee then heard Superintendent Law speak in respect of the late representation (tabled) and Joseph McPake 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 Joseph McPake for a Private Hire Car Driver's Licence be granted.

**(4) PRIVATE HIRE CAR LICENCE - RENEWAL - PETER CUMMINGS, 28 WILSON CRESCENT,  
COATBRIDGE**

6. With reference to paragraph 2 of the Minute of the Special meeting of this Sub-Committee held on 24 June 2003, the Head of Legal Services advised that consideration of an application (tabled) by Peter Cummings, 28 Wilson Crescent, Coatbridge for the renewal of his 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 application.

The Sub-Committee then heard the applicant and Superintendent Law speak in relation to 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 Peter Cummings for the renewal of his Private Hire Car Licence be refused.

**(5) STREET TRADER'S LICENCE - NEW APPLICATIONS**

**(a) JAMES BURNSIDE, 6 EAST STEWART STREET, COATBRIDGE**

7. With reference to paragraph 8 of the Minute of the Special meeting of this Sub-Committee held on 18 August 2003, the Head of Legal Services advised (1) that an application (tabled) by James Burnside, 6 East Stewart Street, Coatbridge for a Street Trader's Licence to enable him to trade from a static snack van at 9 Saline Street, Airdrie had been received; (2) that objections (tabled) to the application had been received from (a) Trade Secrets; (b) Monklands Taxis Limited, and (c) Mr. Tuffley, local trader, and (3) that a representation (tabled) had been received from the Director of Planning and Environment.

The Administrative Officer then indicated that the objectors and the applicant were not in attendance.

The Sub-Committee then heard Mr. McAlpine and Mr. Wood, Department of Planning and Environment outline the Director of Planning and Environment's representation.

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

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

**Decided:** that the application by James Burnside for a Street Trader's Licence be refused.

**(b) SEAN QUINN, 19 HAWTHORN DRIVE, CRAIGNEUK, AIRDRIE**

8. The Head of Legal Services advised (1) that an application (tabled) by Sean Quinn, 19 Hawthorn Drive, Craigneuk, Airdrie for a Street Trader's Licence to enable him to operate his Mobile Cleaning Service in Cambusnethan, Cleland, Holytown, Newarthill, New Stevenston and Overtown had been received, and (2) of the background relative thereto.

The Sub-Committee then heard the applicant and Superintendent Law 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 Sean Quinn for a Street Trader's Licence be granted.

**(c) ANDREW RAMAGE, 2 SPRINGHILL AVENUE, DOUGLAS, LANARK**

9. The Head of Legal Services advised (1) that an application (tabled) by Andrew Ramage, 2 Springhill Avenue, Douglas, Lanark for a Street Trader's Licence to enable him to operate his Mobile Cleaning Service North Lanarkshire wide had been received, and (2) of the background relative thereto.

The Sub-Committee then heard the applicant and Superintendent Law 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 Ramage for a Street Trade's Licence be granted for a period of one year.