

Motherwell, 27 October 2003 at 9.30 am.

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

PRESENT

Councillor Holloway, Convener; Provost Connelly; Councillors Barrie, Homer, Irvine, 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

Chief Superintendent Buchan and Sergeant Fabian, "N" Division, Strathclyde Police.

In respect of Item 4
Constables McDowell and Baxter, British Transport Police

APOLOGIES

Councillors Chadha, Gormill, McAuley and McKenna.

WINDOW CLEANER'S LICENCE - NEW APPLICATION

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

Applicant: Paul Muldoon, 7 Annerley Place, Coatbridge

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

LATE HOURS CATERING LICENCE - VARIATION

2. The Sub-Committee considered an application for the variation of a Late Hours Catering Licence and resolved as follows, viz:-

Applicant: Alvaro Pieri, 31 Lansdowne Drive, Westerwood, Cumbernauld

Premises: The Barbeque, 27 Tay Walk, Town Centre, Cumbernauld

Decided: that the application by Alvaro Pieri to vary his Late Hours Catering Licence be granted.

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

(a) NEW APPLICATION - PAUL ANTHONY McMULLEN, 8 PINE GROVE, CALDERBANK, AIRDRIE

3. The Head of Legal Services advised (1) that an application (tabled) by Paul Anthony McMullen, 8 Pine Grove, Calderbank, Airdrie for a Taxi Driver's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Paul Anthony McMullen was not in attendance.

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

Decided: that the application by Paul Anthony McMullen for a Taxi Driver's Licence be refused.

(b) COMPLAINT - DESMOND STRAIN, 101 MONTALTO AVENUE, MOTHERWELL

4. With reference to paragraph 1 of the Minute of the Special Meeting of this Sub-Committee held on 23 September 2003, the Head of Legal Services advised that consideration of a complaint (tabled) received from British Transport Police relative to the behaviour of Desmond Strain, 101 Montalto Avenue, Motherwell had been continued to allow Desmond Strain another opportunity to appear before the Sub-Committee to speak in relation to the complaint.

The Administrative Officer then indicated that Desmond Strain was not in attendance.

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

The Sub-Committee then heard Constables McDowall and Baxter outline the complaint by British Transport Police.

Thereafter, Constables McDowall and Baxter and representatives of Strathclyde Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Constables McDowall and Baxter and representatives of Strathclyde Police were then re-admitted to the meeting.

Decided: that the Taxi Driver's Licence currently held by Desmond Strain be suspended for a period of 14 days.

(2) PRIVATE HIRE CAR DRIVER'S LICENCE AND PRIVATE HIRE CAR LICENCE - COMPLAINT - COLIN McINTYRE, 95 LOMOND PLACE, CUMBERNAULD

5. With reference to paragraph 7 of the Minute of the Special Meeting of this Sub-Committee held on 23 September 2003, the Head of Legal Services advised that consideration of a complaint (tabled) received from the Chief Constable, Strathclyde Police, relative to the behaviour of Colin McIntyre, 95 Lomond Place, Cumbernauld had been continued to allow Colin McIntyre another opportunity to appear before the Sub-Committee to speak in relation to the complaint.

The Sub-Committee then heard Chief Superintendent Buchan outline the Chief Constable's complaint and Colin McIntyre speak in respect of the complaint.

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

Colin McIntyre and representatives of the Police were then re-admitted to the meeting.

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

(3) PRIVATE HIRE CAR LICENCE - VARIATIONS

(a) WILLIAM AND MARY CLARK, 6 CARROLL, CRESCENT, NEWARTHILL, MOTHERWELL

6. The Head of Legal Services advised (1) that an application (tabled) by William and Mary Clark, 6 Carroll Crescent, Newarthill, Motherwell to vary their Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Mary Clark was not in attendance.

The Sub-Committee then heard William Clark speak in respect of the application.

Decided: that consideration of the application by William and Mary Clark to vary their Private Hire Car Licence be continued.

(b) COLIN DUNIGAN, 18 ROSEMOUNT, WESTERWOOD, CUMBERNAULD

7. The Head of Legal Services advised (1) that an application (tabled) by Colin Dunigan to vary his Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Colin Dunigan was not in attendance.

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

Decided: that consideration of the application by Colin Dunigan to vary his Private Hire Car Licence be continued.

(c) JERRY MCGOWAN AND WILLIAM PRIMROSE, T/A SWIFT CARS, 47 EASTON PLACE, COATBRIDGE

8. The Head of Legal Services advised (1) that an application (tabled) by Jerry McGowan and William Primrose, t/a Swift Cars, 47 Easton Place, Coatbridge to vary their Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Jerry McGowan was not in attendance.

The Sub-Committee then heard William Primrose speak in respect of the application.

Decided: that consideration of the application by Jerry McGowan and William Primrose to vary their Private Hire Car Licence be continued.