

**Motherwell, 20 November 2003 at 9.30 am.**

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

**PRESENT**

Councillor Holloway, Convener; Councillors Barrie, Gormill, Homer, Irvine, McAuley, McKenna, J. Martin, Saunders and Wallace.

**CHAIR**

Councillor Holloway (Convener) presided.

**IN ATTENDANCE**

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

**ALSO IN ATTENDANCE**

Chief Superintendent Buchan, "N" Division, Strathclyde Police.

**APOLOGIES**

Provost Connelly and Councillor Chadha.

**PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION**

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

**Applicant:** Nicol McEachen, Knowetop Cottage, Newkays Road, Auchenhath, by Lanark

**Decided:** that the application by Nicol McEachen for a Private Hire Car Driver's Licence be granted.

**TAXI DRIVER'S LICENCE - NEW APPLICATION**

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

**Applicant:** Joseph McGonigle, 106 Caledonian Avenue, Bellshill

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

**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) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS**

**(a) CRAIG SCOTT BERRY, 8 THE FAIRWAYS, KILWINNING ROAD, IRVINE**

3. With reference to paragraph 1 of the Minute of the meeting of this Sub-Committee held on 3 November 2003, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Craig Scott Berry, 8 The Fairways, Kilwinning Road, Irvine for a Private Hire Car 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.

The Sub-Committee then heard the applicant and Chief Superintendent Buchan 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 Craig Scott Berry for a Private Hire Car Driver's Licence be granted.

**(b) ANTHONY BLAIR, 61 MONTGOMERY AVENUE, SUMMERLEE, COATBRIDGE**

4. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 3 November 2003, the Chief Solicitor (Licensing) advised (1) that consideration of an application by Anthony Blair, 61 Montgomery Avenue, Summerlee, Coatbridge for a Private Hire Car 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; (2) that a late representation to the application had been received from the Chief Constable, Strathclyde Police, and (3) that Anthony Blair had spent convictions.

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

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

The Sub-Committee then heard Superintendent Buchan give details of the spent convictions.

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

Representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by Anthony Blair for a Private Hire Car Driver's Licence be refused.

**(c) ROBERT WILLIAMS BOWIE, 51 STRATHVIEW ROAD, BELLSHILL**

5. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Robert Williams Bowie, 51 Strathview Road, Bellshill for a Private Hire Car Driver's Licence had been received, and (2) of the background relative thereto.

The Sub-Committee then heard the applicant and Chief Superintendent Buchan 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 Robert Williams Bowie for a Private Hire Car Driver's Licence be granted.

**(2) TAXI DRIVER'S LICENCE - NEW APPLICATION - SCOTT GEORGE McALLISTER, 51 MORAR DRIVE, CONDORRAT, CUMBERNAULD**

6. With reference to paragraph 8 of the Minute of the meeting of this Sub-Committee held on 3 November 2003, the Chief Solicitor (Licensing) advised (1) that consideration of an application by Scott George McAllister, 51 Morar Drive, Condorrat, Cumbernauld 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; (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police, and (3) that Scott George McAllister had spent convictions.

The Administrative Officer then indicated that Scott George McAllister was not in attendance.

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

**Decided:** that consideration of the application by Scott George McAllister for a Taxi Driver's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

**(3) PRIVATE HIRE CAR DRIVER'S LICENCE AND PRIVATE HIRE CAR LICENCE - COMPLAINT - DANIEL DEVLIN, 33 GREENHEAD ROAD, WISHAW**

7. With reference to paragraph 2 of the Minute of the special meeting of this Sub-Committee held on 16 September 2003, the Chief Solicitor (Licensing) advised (1) that consideration of a complaint relative to the behaviour of Daniel Devlin, 33 Greenhead Road, Wishaw had been continued to allow Daniel Devlin an opportunity to appear before the Sub-Committee to speak in relation to the complaint, and (2) that Daniel Devlin had surrendered his Private Hire Car Driver's Licence and Private Hire Car Licence and that no further action was required.

**Decided:** that it be noted that Daniel Devlin had surrendered both his Private Hire Car Driver's Licence and Private Hire Car Licence and that no further action was required.

**(4) TAXI DRIVER'S LICENCE - COMPLAINT - ANDREW NISBETT, 29 ANNERLY PLACE, COATBRIDGE**

8. The Chief Solicitor (Licensing) advised that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint (tabled) had been received from the Chief Constable, Strathclyde Police, relative to the behaviour of Andrew Nisbett, 29 Annerly Place, Coatbridge who currently held a Taxi Driver's Licence.

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

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

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Andrew Nisbett, Catherine McAllister and representatives of the Police were then re-admitted to the meeting.

Councillor Barrie, seconded by Councillor Wallace, moved that the Taxi Driver's Licence currently held by Andrew Nisbett be not suspended.

Councillor J. Martin, seconded by Councillor McKenna, moved, as an amendment, that the Taxi Driver's Licence currently held by Andrew Nisbett be suspended.

On a vote being taken, 4 Members voted for the amendment and 6 Members voted for the motion which was accordingly declared carried.

**Decided:** that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, the Taxi Driver's Licence currently held by Andrew Nisbett be not suspended.

**(5) WINDOW CLEANER'S LICENCE - NEW APPLICATIONS**

**(a) ANDREW JOHN MCCREADY, 2 DEESIDE PLACE, COATBRIDGE**

9. The Chief Solicitor (Licensing) advised (1) that an application by Andrew John McCready, 2 Deeside Place, Coatbridge for a Window Cleaner's Licence had been received, and (2) that an objection to the application had been received from the Chief Constable, Strathclyde Police.

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

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

**Decided:** that consideration of the application by Andrew John McCready for a Window Cleaner's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

**(b) PAUL MULDOON, 7 ANNERLY PLACE, COATBRIDGE**

10. The Chief Solicitor (Licensing) advised (1) that an application by Paul Muldoon, 7 Annerly Place, Coatbridge for a Window Cleaner's Licence had been received, and (2) of the background relative thereto.

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

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

**Decided:** that consideration of the application by Paul Muldoon for a Window Cleaner's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.