

Motherwell, 11 October 2005 at 10.30 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

Chief Inspector Brown and Sergeant Fabian, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty, Irvine and Wallace

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.

PRIVATE HIRE CAR DRIVER'S LICENCE

(1) NEW APPLICATIONS

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

Applicant: Anthony Lamont, 252 O'Wood Avenue, Holytown

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

Applicant: Steven McKnight, 31 Dunnachie Drive, Kirkwood, 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.

(2) COMPLAINT

2. The Head of Legal Services advised the Sub-Committee of a complaint received by the Council relative to the behaviour of John Mailer Wilson, 49 Glen Clove Drive, Craigmarloch, Cumbernauld who currently held a Private Hire Car Driver's Licence.

Decided: that consideration of the complaint be continued to allow John Mailer Wilson an opportunity to appear before the Sub-Committee to speak in relation to the complaint.

TAXI DRIVER'S LICENCE - NEW APPLICATIONS

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

Applicant: Robert Napier, 1 Stirling Street, 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.

Applicant: John Taylor, 9 Macadam Gardens, 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.

HEARINGS

(1) PRIVATE HIRE CAR DRIVER'S LICENCE

(a) NEW APPLICATION - FATAH KAZEM, 46 NIDDRIE ROAD, FLAT 3/3, GLASGOW

4. With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 29 August 2005, the Head of Legal Services advised that consideration of an application by Fatah Kazem, 46 Niddrie Road, Flat 3/3, Glasgow 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 Administrative Officer then indicated that Fatah Kazem was not in attendance.

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

Decided: that the application by Fatah Kazem for a Private Hire Car Driver's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

(b) RENEWAL - SARAH FLANAGAN, 9B RENFREW STREET, KIRKWOOD, COATBRIDGE

5. With reference to paragraph 2 of the Minute of the special meeting of this Sub-Committee held on 29 August 2005, the Head of Legal Services advised that consideration of an application (tabled) by Sarah Flanagan, 9B Renfrew Street, Kirkwood, Coatbridge for the renewal of her 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 her application.

The Sub-Committee then heard the applicant and Chief Inspector Brown 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 Sarah Flanagan for the renewal of her Private Hire Car Driver's Licence be granted.

(2) PRIVATE HIRE CAR LICENCE - RENEWAL - WILLIAM STOCKS, 3 TARBOLTON CRESCENT, CHAPELHALL

6. With reference to paragraph 2 of the Minute of the special meeting of this Sub-Committee held on 29 August 2005, the Head of Legal Services advised that consideration of an application (tabled) by William Stocks, 3 Tarbolton Crescent, Chapelhall 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 Chief Inspector Brown 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 William Stocks for the renewal of his Private Hire Car Licence be granted.

(3) AMUSEMENTS WITH PRIZES GAMING MACHINE PERMIT - NEW SECTION 34 APPLICATION WILLIAM DENHOLM, 1 MOSSBAND LANE, DYKEHEAD, SHOTTS

7. The Head of Legal Services advised (1) that a new Section 34 application (tabled) by William Denholm, 1 Mossband Lane, Dykehead, Shotts for an Amusements with Prizes Gaming Machine Permit in respect of the premises at Bake "N" Grill, 23 Shottskirk Road, Dykehead, Shotts had been received, and (2) that objections (tabled) to the application had been received from Councillor Robertson, Local Member; the Head Teacher, Dykehead Primary School, and Stuart McLean, Chairperson, Dykehead Primary School Board.

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

The Sub-Committee resumed consideration in the objectors' absence.

The Sub-Committee then heard the applicant 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 new Section 34 application by William Denholm for an Amusements with Prizes Gaming Machine Permit be refused.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - JAMES DYET, 10 CADELL PLACE, FAULDHOUSE, WEST LOTHIAN

8. The Head of Legal Services advised (1) that an application (tabled) by James Dyet, 10 Cadell Place, Fauldhouse, West Lothian for a Street Trader's Licence to enable him to trade from a static snack van at Damside Garage, Allanton Road, Allanton had been received, and (2) that objections (tabled) to the application had been received from the Head Teacher, Allanton Primary School; A. Gibson, 257 Allanton Road, Allanton; G. Hill, 258 Allanton Road, Allanton; M. McCallum, Spoutcross Cottage, Newmains, and Tracey Tsoi, owner, Mings Takeaway, 195 Allanton Road.

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

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

The applicant then advised the Sub-Committee that there were no such persons residing at 257 or 258 Allanton Road and as such the objections submitted were inadmissible.

The Sub-Committee then concurred with the applicant and agreed that the objections by A. Gibson and G. Hill be inadmissible.

The Sub-Committee then heard the applicant and Chief Inspector Brown speak in respect of the application.

Thereafter, the applicant and representative 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 James Dyet for a Street Trader's Licence be refused.

(5) LATE HOURS CATERING LICENCE - NEW APPLICATION - KULDIP SINGH RAI, 13 TWEED CRESCENT, DEANPARK, RENFREW

9. With reference to paragraph 7 of the Minute of the special meeting of this Sub-Committee held on 29 September 2005, the Head of Legal Services advised (1) that consideration of an application (tabled) by Kuldip Singh Rai, 13 Tweed Crescent, Deanpark, Renfrew for a Late Hours Catering Licence in respect of the premises at Adam Tandoori, 18C Cumbernauld Road, Mollinsburn had been continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application; (2) that objections (tabled) to the application had been received from Councillor Hogg, Local Member, and Chryston Community Council, and (3) that Chryston Community Council had requested that Councillor Hogg speak on their behalf.

The Administrative Officer then indicated that the applicant was not in attendance.

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

The Sub-Committee then heard Councillor Hogg outline his, and Chryston Community Council's, objection to the application.

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

Councillor Hogg and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Kuldip Singh Rai for a Late Hours Catering Licence be refused.