

**Motherwell, 15 May 2006 at 9.30 am.**

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

**PRESENT**

Councillor Holloway, Convener; Provost Connelly; Councillors Barrie, Chadha, Gormill, 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**

Superintendent Barr and Sergeant Fabian, "N" Division, Strathclyde Police.

**APOLOGY**

Councillor Cefferty.

**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 - NEW APPLICATIONS**

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

**Applicant:** Gerarde Dolan, 8a Frederick Street, Gartsherrie, Coatbridge

Councillor McKenna, seconded by Councillor McAuley, moved that the application by Gerarde Dolan for a Private Hire Car Driver's Licence be granted.

Councillor Chadha, seconded by Councillor Barrie, moved, as an amendment, that consideration of the application by Gerarde Dolan for a Private Hire Car Driver's Licence be continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application.

On a vote being taken, 2 Members voted for the amendment and 5 Members voted for the motion which was accordingly declared carried.

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

**Applicant:** Andrew Friel, 104 Balmalloch Road, Kilsyth

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

## **SUSPENSION HEARING**

### **TAXI DRIVER'S LICENCE - COMPLAINT - MARK WALTER BRYCE, 318 MILLCROFT ROAD, SOUTH CARBRAIN, CUMBERNAULD**

2. The Chief Solicitor (Licensing) advised that, in terms of the Civic Government (Scotland) Act 1982, a complaint had been received from the Chief Constable, Strathclyde Police relative to the behaviour of Mark Walter Bryce, 318 Millcroft Road, South Carbrain, Cumbernauld who currently held a Taxi Driver's Licence.

The Administrative Officer indicated that Mark Walter Bryce was not in attendance.

The Sub-Committee resumed consideration of the matter in Mark Walter Bryce's absence.

**Decided:** that consideration be continued to allow Mark Walter Bryce an opportunity to appear before the Sub-Committee to speak in relation to the complaint.

## **HEARINGS**

### **(1) PRIVATE HIRE CAR LICENCES X 4 - APPLICATION FOR ADVERTISEMENT - ANTHONY MULLEN, 21 MORAR CRESCENT, BURNTFOOT, AIRDRIE AND PETER ROLINK, 43 WELLSIDE AVENUE, AIRDRIE**

3. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Anthony Mullen, 21 Morar Crescent, Burntfoot, Airdrie and Peter Rolink, 43 Wellside Avenue, Airdrie had been received seeking permission to advertise for drivers, on their private hire cars, and (2) that the application was not within the Council's policy.

The Sub-Committee then heard Anthony Mullen and Peter Rolink speak in support of their application.

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

The applicants and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by Anthony Mullen and Peter Rolink to advertise for drivers on their private hire cars be refused.

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

#### **(a) JOHN PAUL DUFFIN, 120 AISLA ROAD, COATBRIDGE**

4. The Chief Solicitor (Licensing) advised (1) that consideration of an application (tabled) by John Paul Duffin, 120 Ailsa Road, Coatbridge for a Private Hire Car Driver's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

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The Sub-Committee then heard Superintendent Barr outline the Chief Constable's objection to the application and John Paul Duffin 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 John Paul Duffin for a Private Hire Car Driver's Licence be refused.

**(b) WILLIAM EDWARD FLANAGAN, 56 ORBISTON DRIVE, BELLSHILL**

5. With reference to paragraph 1 of the Minute of the Special meeting of this Sub-Committee held on 27 April 2006, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by William Edward Flanagan, 56 Orbiston Drive, Bellshill 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 Superintendent Barr 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 Edward Flanagan for a Private Hire Car Driver's Licence be granted.

**(c) LUAN ESTHER HARDIE, 46 ST. CATHERINE'S CRESCENT, DYKEHEAD, SHOTTS**

6. With reference to paragraph 1 of the Minute of the Special meeting of this Sub-Committee held on 27 April 2006, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Luan Esther Hardie, 46 St. Catherine's Crescent, Dykehead, Shotts 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 her application.

The Sub-Committee then heard the applicant and Superintendent Barr 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 Luan Esther Hardie for a Private Hire Car Driver's Licence be granted.

**(d) ALEX LEES McLACHLAN, 52 HORNBEAM ROAD, ABRONHILL, CUMBERNAULD**

7. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Alex Lees McLachlan, 52 Hornbeam Road, Abronhill, Cumbernauld for a Private Hire Car 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 Bar outline the Chief Constable's objection to the application and Alex Lees McLachlan 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.

Provost Connelly, seconded by Councillor McKenna, moved that the application by Alex Lees McLachlan for a Private Hire Car Driver's Licence be granted for a period of one year.

Councillor J. Martin, seconded by Councillor Wallace, moved, as an amendment, that the application by Alex Lees McLachlan for a Private Hire Car Driver's Licence be refused.

On a vote being taken, 3 Members voted for the amendment and 7 Members voted for the motion which was accordingly declared carried.

**Decided:** that the application by Alex Lees McLachlan for a Private Hire Car Driver's Licence be granted for a period of one year.

**(e) JOHN SHEPPARD, 43 MAIN STREET, BELLSHILL**

8. With reference to paragraph 1 of the Minute of the Special meeting of this Sub-Committee held on 27 April 2006, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by John Sheppard, 43 Main Street, Bellshill 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 John Sheppard 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 John Sheppard 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.

**(f) DEREK EDWARD SUNMAN, 25 GLENBERVIE CRESCENT, CARRICKSTONE, CUMBERNAULD**

9. With reference to paragraph 1 of the Minute of the Special meeting of this Sub-Committee held on 24 March 2006, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Derek Edward Sunman, 25 Glenbervie Crescent, Carrickstone, Cumbernauld 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 Superintendent Barr speak in respect of the application.

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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 Derek Edward Sunman for a Private Hire Car Driver's Licence be granted.

**(3) TAXI DRIVER'S LICENCE - RENEWAL - JOHN MCCAFFERTY, 3 SWEETHILL TERRACE, COATBRIDGE**

10. With reference to paragraph 5 of the Minute of the Special meeting of this Sub-Committee held on 27 April 2006, the Chief Solicitor (Licensing) advised that consideration of an application by John McCafferty, 3 Sweethill Terrace, Coatbridge for the renewal of his 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.

The Sub-Committee then heard the applicant and Superintendent Barr 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 John McCafferty for the renewal of his Taxi Driver's Licence be granted.