

Motherwell, 26 March 2007 at 9.30 am.

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

PRESENT

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

CHAIR

Councillor Holloway (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Superintendent Clelland and Sergeant Harkin, "N" Division, Strathclyde Police.

APOLOGIES

Provost Connelly and Councillors Cefferty, Chadha, Irvine and McAuley.

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 - RENEWAL

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

Applicant: David Birkinshaw, 15 Lanrig Place, Muirhead

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

STREET TRADER'S LICENCE - NEW APPLICATION

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

Applicant: William Anderson, 40 Forglan Street, Easterhouse, Glasgow (Employee)

Nature of Business: Mobile Ice Cream Van

Location: Craigneuk, Wishawhill and Wishaw

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 - NEW APPLICATIONS

(a) BRIAN COSTELLO, 36 ASHGROVE, WHIFFLET, COATBRIDGE

With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 22 February 2007, the Chief Solicitor (Licensing) advised (1) that consideration of an application by Brian Costello, 36 Ashgrove, Whifflet, 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, and (2) that Brian Costello was not in attendance due to illness.

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

Decided: that consideration of the application by Brian Costello 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) HUGH BOYLE, 71 BRAEDALE AVENUE, AIRDRIE

3. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Hugh Boyle, 71 Braedale Avenue, Airdrie 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 Clelland outline the Chief Constable's objections to the application and Hugh Boyle speak in support of his application and table a letter from the Acting Project Leader, Recycle Monklands Project, in support of his character.

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 Hugh Boyle for a Private Hire Car Driver's Licence be granted for a period of one year.

(c) DEREK MCGAFFIN, 77 MILLER STREET, CARLUKE

4. With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 22 February 2007, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Derek McGaffin, 77 Miller Street, Carluke 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 Clelland 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 Derek McGaffin for a Private Hire Car Driver's Licence be granted for a period of one year.

(d) JAMES MORRISON, 20 HUME DRIVE, BOTHWELL

5. With reference to paragraph 1 of the Minute of the special meeting of this Sub-Committee held on 22 January 2007, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by James Morrison, 20 Hume Drive, Bothwell 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 Clelland 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 James Morrison for a Private Hire Car Driver's Licence be granted for a period of one year.

(2) TAXI DRIVER'S LICENCE - NEW APPLICATIONS

(a) BRIAN CALLAGHAN, 62 CORNHILL DRIVE, GARTSHERRY, COATBRIDGE

6. The Chief Solicitor (Licensing) advised (1) that consideration of an application (tabled) by Brian Callaghan, 62 Cornhill Drive, Gartsherrie, Coatbridge for a 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 Clelland outline the Chief Constable's objection to the application and Brian Callaghan 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 Brian Callaghan for a Taxi Driver's Licence be refused.

(b) MATTHEW GRAHAM, 22 BROGAN CRESCENT, MOTHERWELL

7. With reference to paragraph 2 of the Minute of the special meeting of this Sub-Committee held on 5 March 2007, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Matthew Graham, 22 Brogan Crescent, Motherwell 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.

The Sub-Committee then heard (1) the applicant speak in support of his application and permitted him to table letters from the Delivery Sector Manager, Royal Mail and the Club Secretary, Motherwell Athletic Club in support of his character, and (2) Superintendent Dillon 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 Matthew Graham for a Taxi Driver's Licence be granted.

(3) STREET TRADER'S LICENCE - NEW APPLICATIONS

(a) PETER GALLAGHER, 95 ALLAN STREET, KIRKWOOD, COATBRIDGE

8. With reference to paragraph 3 of the Minute of the special meeting of this Sub-Committee held on 22 February 2007, the Chief Solicitor (Licensing) advised that consideration of an application (tabled) by Peter Gallagher, 95 Allan Street, Kirkwood, Coatbridge for a Street Trader's Licence to enable him to trade with a mobile power washing service throughout North Lanarkshire 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 Clelland 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 Peter Gallagher for a Street Trader's Licence be granted.

(b) JAMES MORROW, 21 McCALLUM GARDENS, BELLSHILL

9. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by James Morrow, 21 McCallum Gardens, Bellshill for a Street Trader's Licence to enable him to trade from a static snack van at Duneswood Road, opposite Newhouse Industrial Estate, 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 Clelland outline the Chief Constable's objection to the application and James Morrow's agent, Mr. McLean, John Owens and Company, Solicitors, speak in support of the application and permitted Mr. McLean to table letters from Quentin Kelly, Streamline Security; John McCreadie, H G Bakers Distribution, and Mrs. Carr, owner of Tracy's Snax, in support of the applicant's character.

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

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

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