

**CORPORATE SERVICES (LICENSING) SUB – 5 March 2008**

---

---

**Motherwell, 5 March 2008 at 9.30 am.**

A Meeting of the **CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor Hogg, Convener; Councillor McAuley, Vice-Convener; Councillors Harmon, Homer, Irvine, McElroy and McShannon.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services); Chief Solicitor (Licensing) and Licensing Solicitor.

**ALSO IN ATTENDANCE**

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

**APOLOGIES**

Councillors Cefferty, Clarke, Ferrie, S. Love and Wallace.

**DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000**

1. No declarations were made.

**HEARINGS**

**PRIVATE HIRE CAR OPERATOR'S LICENCE – RENEWALS**

**(1) ROBERT ABERCROMBIE, 24 LOCHSIDE, GARTCOSH**

2. The Chief Solicitor advised (1) that an application by Robert Abercrombie, 24 Lochside, Gartcosh for the renewal of his Private Hire Car Operator's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Robert Abercrombie was not in attendance.

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

**Decided:** that the application by Robert Abercrombie for the renewal of his Private Hire Car Operator's Licence be refused.

---

---

**CORPORATE SERVICES (LICENSING) SUB – 5 March 2008**

---

---

**(2) TALAL HAMODI, 70 SPRUCE ROAD, ABRONHILL, CUMBERNAULD**

3. The Chief Solicitor advised (1) that an application by Talal Hamodi, 70 Spruce Road, Abronhill, Cumbernauld for the renewal of his Private Hire Car Operator's Licence had been received; (2) of the background relative thereto, and (3) that Talal Hamodi had indicated that he was unable to be in attendance due to ill health.

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

**Decided:** that consideration of the application by Talal Hamodi for the renewal of his Private Hire Car Operator's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

**(3) WILLIAM McCARRALL, 1C CORBISTON WAY, KILDRUM, CUMBERNAULD**

4. The Chief Solicitor advised (1) that an application by William McCarrall, 1C Corbiston Way, Kildrum, Cumbernauld for the renewal of his Private Hire Car Operator's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that William McCarrall was not in attendance.

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

**Decided:** that the application by William McCarrall for the renewal of his Private Hire Car Operator's Licence be refused.

**(4) ALAN WATSON, 9 GLENACRE ROAD, CUMBERNAULD**

5. The Chief Solicitor advised (1) that an application by Alan Watson, 9 Glenacre Road, Cumbernauld for the renewal of his Private Hire Car Operator's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Alan Watson was not in attendance.

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

**Decided:** that the application by Alan Watson for the renewal of his Private Hire Car Operator's Licence be refused.

**ADJOURNMENT**

6. The Convener requested that the meeting be adjourned until 10.15 am.

**Decided:** that the meeting stand adjourned until 10.15 am.

---

---

**Motherwell, 5 March 2008 at 10.15 am.**

An Adjourned Meeting of the **CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor Hogg, Convener; Councillor McAuley, Vice-Convener; Councillors Harmon, Homer, Irvine, McElroy and McShannon.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services); Chief Solicitor (Licensing), and Licensing Solicitor.

**ALSO IN ATTENDANCE**

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

**APOLOGIES**

Councillors Cefferty, Clarke, Ferrie, S. Love 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.**

**HEARINGS**

**(1) WINDOW CLEANER'S LICENCE - NEW APPLICATION - FRANCIS DOCHERTY, 33 PORTREE AVENUE, COATBRIDGE**

1. The Chief Solicitor advised that an application (tabled) by Francis Docherty, 33 Portree Avenue, Coatbridge for a Window Cleaner's Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Campbell 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 be Francis Docherty for a Window Cleaner's Licence be granted.

---

---

**(2) STREET TRADER'S LICENCE - RENEWAL - JOHN PAUL SHANNON, 29 LAW DRIVE, NEWARTHILL**

2. The Chief Solicitor advised (1) that an application (tabled) by John Paul Shannon, 29 Law Drive, Newarthill for the renewal of Street Trader's Licence to enable him to trade from a mobile ice cream van in Carfin, Carfin Street, New Stevenston and Newarthill 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 Campbell outline the Chief Constable's objection to the application and John Paul Shannon 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 Shannon for the renewal of his Street Trader's Licence be granted for a period of one year.

**(3) PUBLIC ENTERTAINMENT LICENCE - VARIATION - MICHAEL STIRLING, 63 STRATHCLYDE STREET, GLASGOW**

3. The Chief Solicitor advised (1) that an application (tabled) by Michael Stirling, 63 Strathclyde Street, Glasgow for a variation to his Public Entertainment Licence in respect of the Family Fun Fair in the car park, Excelsior Stadium, Airdrie had been received, and (2) that an objection (tabled) to the application had been received from Mr. Trevor Smith, local trader.

The Administrative Officer then indicated that Mr. Stirling was not in attendance and had submitted a letter authorising his wife to speak on his behalf.

Thereafter, the Sub-Committee then heard Mr. Smith outline his objection to the application and Mrs. Stirling speak in support of the application.

Thereafter, Mr. Smith and Mrs. Stirling and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Smith, Mrs. Stirling and representatives of the Police were re-admitted to the meeting.

**Decided:** that the application by Michael Stirling for the variation of his Public Entertainment Licence be granted.

---

---

**Motherwell, 10 March 2008 at 9.30 am.**

A Special Meeting of the **CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor Hogg, Convener; Councillor McAuley, Vice-Convener; Councillors Ferrie, Harmon and McElroy.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services); Chief Solicitor (Licensing), and Licensing Solicitor.

**ALSO IN ATTENDANCE**

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

**APOLOGIES**

Councillors Cefferty, Clarke, S. Love and Wallace.

**DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000**

1. No declarations were made.

**HEARINGS**

**PRIVATE HIRE CAR LICENCE - RENEWALS**

**(1) GORDON BRODIE, 32 AITKENHEAD AVENUE, COATBRIDGE**

2. The Chief Solicitor advised (1) that an application by Gordon Brodie, 32 Aitkenhead Avenue, Coatbridge for the renewal of his Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Gordon Brodie was not in attendance.

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

**Decided:** that the application by Gordon Brodie for the renewal of his Private Hire Car Licence be refused.

---

---

**(2) WILLIAM CHESNEY, 49 NORTH DRYBURGH ROAD, WISHAW**

3. The Chief Solicitor advised (1) that an application by William Chesney, 49 North Dryburgh Road, Wishaw for the renewal of his Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that William Chesney was not in attendance.

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

**Decided:** that the application by William Chesney for the renewal of his Private Hire Car Licence be refused.

**(3) WILLIAM HARVIE, 4 LAURELBANK, COATBRIDGE**

4. The Chief Solicitor advised (1) that an application by William Harvie, 1 Laurelbank, Coatbridge for the renewal of his Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that William Harvie was not in attendance.

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

**Decided:** that the application by William Harvie for the renewal of his Private Hire Car Licence be refused.

**(4) CHERYL MARNIE, 4 GILLBURN STREET, OVERTOWN, WISHAW**

5. The Chief Solicitor advised (1) that an application by Cheryl Marnie, 4 Gillburn Street, Overtown, Wishaw for the renewal of her Private Hire Car Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that Cheryl Marnie was not in attendance.

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

**Decided:** that the application by Cheryl Marnie for the renewal of her Private Hire Car Licence be refused.

**(5) JAMES MUNRO, 34 DUNURE STREET, COATBRIDGE**

The Chief Solicitor advised that this item of business had been withdrawn from the agenda.

**ADJOURNMENT**

The Convener requested that the meeting be adjourned until 10.30 am.

**Decided:** that the meeting stand adjourned until 10.30 am.

---

---

**ADJOURNED SPECIAL CORPORATE SERVICES (LICENSING) SUB –  
10 March 2008**

---

---

**Motherwell, 10 March 2008 at 10.30 am.**

An Adjourned Special Meeting of the **CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor Hogg, Convener; Councillor McAuley, Vice-Convener; Councillors Ferrie, Harmon and McElroy.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services); Chief Solicitor (Licensing), and Licensing Solicitor.

**ALSO IN ATTENDANCE**

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

**APOLOGIES**

Councillors Cefferty, Clarke, S. Love and Wallace.

**The Convener exercised his discretion to vary the order of business as hereinafter Minuted.**

**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.**

**HEARING**

**PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - DAVID FRASER,  
21 HAZELDEAN CRESCENT, COLTNESS, WISHAW**

1. The Chief Solicitor advised that an application (tabled) by David Fraser, 21 Hazeldean Crescent, Coltness, Wishaw for a Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Dorrian 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 David Fraser for a Private Hire Car Driver's Licence be granted.

---

---

**ADJOURNED SPECIAL CORPORATE SERVICES (LICENSING) SUB –  
10 March 2008**

---

---

The Chair being of the opinion that the following item of business was relevant, competent and urgent, authorised its consideration to enable the matter to be progressed timeously.

**SUSPENSION HEARING**

**TAXI DRIVER'S LICENCE AND TAXI OPERATOR'S LICENCE - COMPLAINT -  
ARCHIBALD BROWN, 3 MAGNOLIA GARDENS, NEWARTHILL**

2. The Chief Solicitor 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 Archibald Brown, 3 Magnolia Gardens, Newarthill who currently held a Taxi Driver's Licence and a Taxi Operator's Licence.

The Administrative Officer then indicated that Archibald Brown was not in attendance although his agent, Mr. McAteer, Beltrami and Company, Solicitors was in attendance to speak on his behalf.

The Sub-Committee then heard Superintendent Dorrian outline the Chief Constable's complaint and Mr. McAteer speak in respect of the complaint.

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

**Decided:** that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, the Taxi Driver's Licence and Taxi Operator's Licence currently held by Archibald Brown be suspended with immediate effect.

**Councillor Ferrie, being the mover of a motion that failed to attract a seconder, asked that his dissent be recorded.**

**HEARING**

**PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - DEREK CONNOR,  
123A STATION ROAD, SHOTTS**

3. The Chief Solicitor (Licensing) advised that an application by Derek Connor, 123A Station Road, Shotts for a Private Hire Car Driver's Licence had been received.

The Administrative Officer then indicated that Derek Connor was not in attendance.

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

**Decided:** that the application by Derek Connor 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.

---

---



**Motherwell, 26 March 2008 at 9.30 am.**

**A Meeting of the CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor McAuley, Vice-Convenor; Councillors Clarke, Harmon, Homer, Irvine and McShannon.

**CHAIR**

Councillor McAuley (Vice-Convenor) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services); Chief Solicitor (Licensing), and Licensing Solicitor.

**ALSO IN ATTENDANCE**

Chief Inspector Young and Sergeant Harkin, "N" Division, Strathclyde Police.

**APOLOGIES**

Councillors Hogg, S. Love and Wallace.

**The Convenor exercised his discretion to vary the order of business as hereinafter Minuted.**

**DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000**

1. No declarations were made.

**HEARING**

**PRIVATE HIRE CAR LICENCE – RENEWAL - TALAL HAMODI, 70 SPRUCE ROAD, ABRONHILL, CUMBERNAULD**

2. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 5 March 2008, the Chief Solicitor advised (1) that consideration of an application by Talal Hamodi, 70 Spruce Road, Abronhill, Cumbernauld for the renewal of his Private Hire Car Licence had been continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that Talal Hamodi had indicated, for the reasons detailed, that he was unable to be in attendance.

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

**Decided:** that the application by Talal Hamodi for the renewal of his Private Hire Car Licence be refused.

---

---

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.

## **SUSPENSION HEARING**

### **PRIVATE HIRE CAR DRIVER'S LICENCE – COMPLAINT - FRANCIS LYNCH, 150 SCARAWAY STREET, MILTON, GLASGOW**

3. The Chief Solicitor advised that, in terms of paragraph 11 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 Francis Lynch, 150 Scaraway Street, Milton, Glasgow who currently held a Private Hire Car Driver's Licence.

The Sub-Committee then heard Chief Inspector Young outline the Chief Constable's complaint and Francis Lynch speak in respect of the complaint.

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

Francis Lynch and representatives of the Police were then re-admitted to the meeting

**Decided:** that the complaint relative to the behaviour of Francis Lynch, who currently held a Private Hire Car Driver's Licence, be not upheld.

## **HEARINGS**

### **(1) PRIVATE HIRE CAR LICENCE – RENEWAL - FRANCIS LYNCH, 150 SCARAWAY STREET, MILTON, GLASGOW**

4. With reference to the immediately preceding paragraph, the Chief Solicitor advised that applications by Francis Lynch, 150 Scaraway Street, Milton, Glasgow for the renewal of his two Private Hire Car Licences had been received.

**Decided:** that the applications by Francis Lynch for the renewal of his two Private Hire Car Licences be granted.

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

#### **(a) RENEWALS**

##### **(A) JAMES BAIN, 178 WHIFFLET STREET, COATBRIDGE**

5. The Chief Solicitor advised that an application by James Bain, 178 Whifflet Street, Coatbridge for the renewal of his Private Hire Car Driver's Licence had been received.

The Administrative Officer then indicated that James Bain 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 James Bain for the renewal of his 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) JAMES McAULEY, 5 SHARP AVENUE, KIRKWOOD, COATBRIDGE**

6. The Chief Solicitor advised that an application (tabled) by James McAuley, 5 Sharp Avenue, Kirkwood, Coatbridge for the renewal of his Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard James McAuley and Chief Inspector Young speak in respect of the application.

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

James McAuley and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by James McAuley for the renewal of his Private Hire Car Driver's Licence be granted.

**(b) NEW APPLICATION - DEREK CONNER, 123A STATION ROAD, SHOTTS**

7. With reference to paragraph 3 of the Minute of the Special meeting of this Sub-Committee held on 10 March 2008, the Chief Solicitor advised (1) that consideration of an application by Derek Conner, 123A Station Road, Shotts for a Private Hire Car Driver's Licence had been continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application, and (2) of the background relative thereto.

The Administrative Officer then indicated that Derek Conner was not in attendance.

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

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

**(3) STREET TRADER'S LICENCE – RENEWAL - DAVID GRAY, 7 CRAIGMORE PLACE, COATBRIDGE**

8. The Chief Solicitor advised that this item of business had been withdrawn from the agenda.

**The Convener being of the view that the following item of business was of an urgent nature authorised its consideration to enable the Council to progress the item timeously.**

**(4) PUBLIC ENTERTAINMENT LICENCE - AMIN HUSSAIN, 55 DRUMRY ROAD, CLYDEBANK**

9. With reference to paragraph 2 of the Minute of the meeting of this Sub-Committee held on 13 February 2008, the Chief Solicitor advised (1) that an application (tabled) by Amin Hussain, 55 Drumry Road, Clydebank, t/a Westfield Adventures Limited for a Public Entertainment Licence in respect of the premises at Adventure Planet, 2 Old Quarry Road, Westfield Industrial Estate, Cumbernauld had been received, and (2) that an objection from the Executive Director of Environmental Services was still outstanding.
- 
-

**CORPORATE SERVICES (LICENSING) SUB – 26 March 2008**

---

---

The Sub-Committee then heard (1) Mr. Grieve outline the Executive Director's objection to the application and indicate that he would be satisfied if the licence was granted, subject to the various conditions set out by the Executive Director of Environmental Services, and (2) the applicant's agent, Mr. Farleigh, Chartered Surveyors, indicate that his client would accept the conditions set out by the Executive Director of Environmental Services.

Thereafter, Mr. Hussain, Mr. Farleigh, Mr. Grieve and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Hussain, Mr. Farleigh, Mr. Grieve and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by Amin Hussain for a Public Entertainment Licence be granted, subject to the conditions set out by the Executive Director of Environmental Services.

**Motherwell, 3 April 2008 at 9.30 am.**

A Special Meeting of the **CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor Hogg, Convener; Councillors Homer, Irvine, S. Love, McElroy and Wallace.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services) and Chief Solicitor (Licensing).

**ALSO IN ATTENDANCE**

Chief Inspector Young and Sergeant Harkin, "N" Division, Strathclyde Police.

**APOLOGIES**

Councillors Cefferty, Clarke, Harmon, McAuley and McShannon.

**DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000**

1. No declarations were made.

**LATE HOURS CATERING LICENCE - RENEWAL - SAEID MOHEBBY, 16 CORSEWELL STREET, COATBRIDGE**

2. The Chief Solicitor advised (1) that consideration of an application (tabled) by Saeid Mohebbi, 16 Corsewell Street, Coatbridge for the renewal of his Late Hours Catering Licence in respect of the premises at Hot Chillis, 493 Main Street, Coatbridge had been received, and (2) that an objection (tabled) to the application had been received from Nicholson O'Brien, Solicitors, on behalf of Syed R. Hashmi, local resident.

The Administrative Officer then indicated that Syed R. Hashmi was unable to be in attendance and had authorised his brother, Iqbal Hashmi to speak on his behalf.

The Sub-Committee then heard Iqbal Hashmi outline his brother's objection to the application and the applicant's agent, Mr. Linguard, Leonards, Solicitors, speak in support of the application.

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

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

**Decided:** that the application by Saeid Mohebbi for the renewal of 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.

**TAXI DRIVER'S LICENCE AND TAXI OPERATOR'S LICENCE – COMPLAINT - ARCHIBALD BROWN, 3 MAGNOLIA GARDENS, NEWARTHILL**

3. With reference to paragraph 2 of the Minute of the adjourned special meeting of this Sub-Committee held on 10 March 2008, the Chief Solicitor advised that, in terms of paragraph 11 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 Archibald Brown, 3 Magnolia Gardens, Newarthill.

The Administrative Officer then indicated that Archibald Brown was not in attendance.

The Sub-Committee then heard Chief Inspector Young outline the Chief Constable's complaint and Archibald Brown's agent, Mr. McAteer, Beltrami and Company, Solicitors, speak in respect of the complaint.

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

Mr. McAteer and representatives of the Police were then re-admitted to the meeting.

The Sub-Committee, having determined that the grounds of the complaint be upheld, heard Mr. McAteer in mitigation.

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

Mr. McAteer and representatives of the Police were again re-admitted to the meeting.

**Decided:** that the Taxi Driver's Licence and Taxi Operator's Licence held by Archibald Brown be suspended for the unexpired duration of the Licences, with immediate effect.

**TAXI OPERATOR'S LICENCE – RENEWAL - ARCHIBALD BROWN, 3 MAGNOLIA GARDENS, NEWARTHILL**

4. With reference to the immediately preceding paragraph, the Chief Solicitor advised (1) that an application by Archibald Brown, 3 Magnolia Gardens, Newarthill for the renewal of his Taxi Operator's Licence had been received, and (2) of the background relative thereto.

**Decided:** that consideration of the application by Archibald Brown for the renewal of his Taxi Operator's Licence be continued.

**PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - BRIAN QUIGLEY, 15 BURNBRAE ROAD, HARTHILL**

5. The Chief Solicitor advised that consideration of an application (tabled) by Brian Quigley, 15 Burnbrae Road, Harthill for a Private Hire Car Driver's Licence had been received.
- 
-

**SPECIAL CORPORATE SERVICES (LICENSING) SUB – 3 April 2008**

---

---

The Sub-Committee then heard the applicant and Chief Inspector Young 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.

Councillor Hogg, seconded by Councillor Wallace, moved that the application by Brian Quigley for a Private Hire Car Driver's Licence be refused.

Councillor Irvine, seconded by Councillor Homer, moved, as an amendment, that the application by Brian Quigley for a Private Hire Car Driver's Licence be granted for a period of one year.

On a vote being taken, 4 Members voted for the amendment and 2 Members voted for the motion. The amendment was accordingly declared carried.

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

---

---

**Motherwell, 23 April 2008 at 9.30 am.**

A Meeting of the **CORPORATE SERVICES (LICENSING) SUB-COMMITTEE**

**PRESENT**

Councillor Hogg, Convener; Councillor McAuley, Vice-Convener; Councillors Harmon, Irvine, McElroy and McShannon.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services); Chief Solicitor (Licensing), and Principal Solicitor (Licensing), Corporate Services.

**ALSO IN ATTENDANCE**

Chief Inspector McPhail and Sergeant Harkin, "N" Division, Strathclyde Police.

**APOLOGIES**

Councillors Love and Wallace.

**DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000**

1. Councillor Hogg declared a non-pecuniary interest in paragraph 8 of the Minute as the Licence holder's family were known to him, and accordingly took no part in the consideration thereof.

**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.**

**The Convener exercised his discretion to vary the order of business as hereinafter Minuted.**

**SUSPENSION HEARINGS**

**(1) TAXI DRIVER'S LICENCE - COMPLAINTS**

**(a) JOHN CURRAN, 26 BLAIRSTON AVENUE, BOTHWELL**

2. The Chief Solicitor advised that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint (tabled) had been received from Mr. G. Gaffney and Mr. G. McTaggart, taxi drivers, relative to the behaviour of John Curran, 26 Blairston Avenue, Bothwell who currently held a Taxi Driver's Licence.
- 
-



## **CORPORATE SERVICES (LICENSING) SUB – 23 April 2008**

---

---

The Administrative Officer then indicated that John Curran was not in attendance but had authorised his son, Gary Curran, to speak on his behalf.

The Sub-Committee then heard Mr. Gaffney and Mr. McTaggart outline their complaint and Gary Curran speak in respect of the complaint.

Thereafter, Mr. Gaffney, Mr. McTaggart, Gary Curran and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Gaffney, Mr. McTaggart, Gary Curran and representatives of the Police were then re-admitted to the meeting.

The Sub-Committee having determined that the complaint be upheld heard Gary Curran in mitigation.

Thereafter, Mr. Gaffney, Mr. McTaggart, Gary Curran and representatives of the Police again withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Gaffney, Mr. McTaggart, Mr. Curran and representatives of the Police were then again re-admitted to the meeting.

**Decided:** that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the Taxi Driver's Licence currently held by John Curran be not suspended, on the understanding that the Head of Legal Services issue John Curran with a letter warning him as to his future behaviour.

### **(b) JOSEPH HENDERSON, 8 LEANDER CRESCENT, BELLSHILL**

3. The Chief Solicitor advised (1) that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint (tabled) had been received from Miss Elizabeth Cooper relative to the behaviour of Joseph Henderson, 8 Leander Crescent, Bellshill who currently held a Taxi Driver's Licence, and (2) that Miss Cooper was unable to be in attendance but had requested, for the reasons detailed, that the Sub-Committee hear the complaint in her absence.

Thereafter, the Sub-Committee resumed consideration of the matter in the objector's absence and heard Joseph Henderson and his agent, Mr. McCarron, Ness Gallacher, Solicitors speak in respect of the complaint.

Joseph Henderson, Mr. McCarron and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Joseph Henderson, Mr. McCarron and representatives of the Police were then re-admitted to the meeting.

**Decided:** that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint relative to the behaviour of Joseph Henderson be not upheld.

### **(c) DEWAR STEVENSON, 14 BELTANE STREET, WISHAW**

4. The Chief Solicitor advised that, in terms of paragraph 11 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 Dewar Stevenson, 14 Beltane Street, Wishaw who currently held a Taxi Driver's Licence.
- 
-

The Sub-Committee then heard Chief Inspector McPhail outline the Chief Constable's complaint and Dewar Stevenson's agent, Mr. Lunny, Ballantyne and Copeland, Solicitors speak in respect of the complaint.

Thereafter, Mr. Lunny, Dewar Stevenson, Mr. Bennett, taxi trade, and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Lunny, Mr. Stevenson, Mr. Bennett and representatives of the Police were then re-admitted to the meeting.

The Sub-Committee having determined that the complaint be upheld heard Mr. Lunny, Mr. Stevenson and Mr. Bennett in mitigation.

Thereafter, Mr. Lunny, Mr. Stevenson, Mr. Bennett and representatives of the Police again withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Lunny, Mr. Stevenson, Mr. Bennett and representatives of the Police were then again re-admitted to the meeting.

**Decided:** that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the Taxi Driver's Licence currently held by Dewar Stevenson be suspended for 28 days effective from 21 May 2008.

**(2) TAXI OPERATOR'S LICENCE - COMPLAINT - DEWAR AND MICHELA STEVENSON,  
14 BELTANE STREET, WISHAW**

5. With reference to the immediately preceding paragraph, the Chief Solicitor advised that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint had been received from the Chief Constable, Strathclyde Police relative to the behaviour of Dewar Stevenson who currently held a joint Taxi Operator's Licence.

**Decided:** that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the Taxi Operator's Licence currently held by Dewar and Michela Stevenson be not suspended.

**HEARINGS**

**(1) PRIVATE HIRE CAR DRIVER'S LICENCE - RENEWAL - JAMES BAIN, 178 WHIFFLET  
STREET, COATBRIDGE**

6. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by James Bain, 178 Whifflet Street, Coatbridge for the renewal of his Private Hire Car Driver's Licence had been received, and (2) of the background relative thereto.

The Administrative Officer then indicated that James Bain was not in attendance.

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

Councillor McShannon, seconded by Councillor Irvine, moved that the application by James Bain for the renewal of his Private Hire Car Driver's Licence be granted for a period of one year.

Councillor McAuley, seconded by Councillor Hogg, moved, as an amendment, that the application by James Bain for the renewal of his Private Hire Car Driver's Licence be refused.

---

---

On a vote being taken 2 Members voted for the amendment and 4 Members voted for the motion which was accordingly declared carried.

**Decided:** that the application by James Bain for the renewal of his Private Hire Car Driver's Licence be granted for a period of one year.

**(2) TAXI DRIVER'S LICENCE - NEW APPLICATION - THOMAS McCALLUM, 70 CLAPPERHOW ROAD, MOTHERWELL**

7. The Chief Solicitor advised (1) that an application (tabled) by Thomas McCallum, 70 Clapperhow Road, Motherwell for a Taxi Driver'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 Thomas McCallum was not in attendance.

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

The Sub-Committee then heard Chief Inspector McPhail outline the Chief Constable's objection to the application.

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

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

**Decided:** that the application by Thomas McCallum for a Taxi Driver's Licence be refused.

**Councillor Hogg, having declared a non-pecuniary interest in the following item of business as the Licence holder's family were known to him, left the meeting, took no part in the consideration and determination thereof.**

**Councillor Hogg vacated the Chair for this item of business and Councillor McAuley assumed the Chair.**

**(3) PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT - JACQUELINE JOHNSON, 21 MEADOWHEAD AVENUE, MOODIESBURN**

8. The Chief Solicitor advised that, in terms of paragraph 11 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 Jacqueline Johnson, 21 Meadowhead Avenue, Moodiesburn.

The Administrative Officer then indicated that Jacqueline Johnson was not in attendance.

Councillor McShannon, seconded by Councillor Irvine, moved that consideration of the application be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in respect of the complaint.

Councillor McAuley, seconded by Councillor Harmon, moved, as an amendment, that the Sub-Committee resume consideration of the matter in the applicant's absence.

On a vote being taken 3 Members voted for the amendment and 2 Members voted for the motion.

The amendment was accordingly declared carried.

---

---

**CORPORATE SERVICES (LICENSING) SUB – 23 April 2008**

---

---

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

The Sub-Committee then heard Chief Inspector McPhail outline the Chief Constable's complaint.

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

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

**Decided:** that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint relative to the behaviour of Jacqueline Johnson be upheld and her Private Hire Car Driver's Licence be suspended for 20 weeks effective from 21 May 2008.