

CORPORATE SERVICES (LICENSING) SUB – 4 March 2009

Motherwell, 4 March 2009 at 9.30 am.

A 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) and Chief Solicitor (Licensing).

ALSO IN ATTENDANCE

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

APOLOGIES

Councillors Irvine, 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.

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.

HEARINGS

(1) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - ANTHONY LINNAN, 23 MUIRDYKE ROAD, COATBRIDGE

2. The Chief Solicitor advised that an application (tabled) by Anthony Linnan, 23 Muirdyke Road, Coatbridge for a Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 Anthony Linnan for a Private Hire Car Driver's Licence be granted.

(2) STREET TRADER'S LICENCE - NEW APPLICATIONS

(a) STEVEN SUTHERLAND, 37 CARNWATH ROAD, CARLUKE

3. The Chief Solicitor advised (1) that an application (tabled) by Steven Sutherland, 37 Carnwath Road, Carluke for a Street Trader's Licence to enable him to trade as a mobile wheeled bin cleaning service in the Council South Licensing area 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 Robertson outline the Chief Constable's objection to the application and Steven Sutherland and Jacqueline Grenfell, the applicant's employer's wife, speak in support of the application.

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

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

Decided: that the application by Steven Sutherland for a Street Trader's Licence be granted for a period of one year.

(b) AUGUSTINE BARR, 74 BARTIEBEITH ROAD, EASTERHOUSE, GLASGOW

4. The Chief Solicitor advised that an application (tabled) by Augustine Barr, 74 Bartiebeith Road, Easterhouse, Glasgow for a Street Trader's Licence to enable him to trade from a Mobile Ice Cream Van in Muirhead, Cardowan, Crowwood and Station Road, had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 Augustine Barr for a Street Trader's Licence be granted for a period of one year.

(3) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS

(a) JAMIE KENNEDY, 14 CARRON STREET, WISHAW

5. The Chief Solicitor advised that an application by Jamie Kennedy, 14 Carron Street, Wishaw for a Private Hire Car Driver's Licence had been received.

The Administrative Officer then indicated that Jamie Kennedy 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 Jamie Kennedy 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) WILLIAM TAIT, 56 MORAR PLACE, IRVINE

6. The Chief Solicitor advised that an application by William Tait, 56 Morar Place, Irvine for a Private Hire Car Driver's Licence had been received.

The Administrative Officer then indicated that William Tait 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 William Tait 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.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - MARK McHUGH, SADDLERS BRAE FARM, LANGMUIR ROAD, KIRKINTILLOCH

7. The Chief Solicitor advised that an application (tabled) by Mark McHugh, Saddlers Brae Farm, Langmuir Road, Kirkintilloch for a Street Trader's Licence to enable him to trade from a static snack van at Auchinstarry Picnic Area, Croy had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 Mark McHugh for a Street Trader's Licence be granted for a period of one year.

Motherwell, 16 March 2009 at 11.15 am.

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

PRESENT

Councillor Hogg, Convener; Councillors Ferrie, Homer and McElroy.

CHAIR

Councillor Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Harkin, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty, Harmon, Irvine, S. Love, McAuley and Wallace.

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

1. No declarations were made.

HEARINGS

(1) METAL DEALER'S LICENCE - NEW APPLICATION - MICHAEL CARRIGAN, 36 FERNESS ROAD, BALORNOCK EAST, GLASGOW

2. The Chief Solicitor advised (1) that an application (tabled) by Michael Carrigan, 36 Ferness Road, Balornock East, Glasgow for a Metal Dealer's Licence to enable him to trade from the premises of AMC Recovery and Salvage, Unit 6, Woodhead Road, Muirhead had been received; (2) that an objection (tabled) to the application had been received from Councillor Shaw, and (3) that a late objection to the application had been received from Councillor McGlinchey.

The Administrative Officer then indicated that Councillors McGlinchey and Shaw were not in attendance.

The Sub-Committee then heard Michael Carrigan advise that he had no objection to Councillor McGlinchey's objection being considered (tabled).

The Sub-Committee then heard Michael Carrigan speak in support of the application.

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

The applicant and the representative of the Police were then re-admitted to the meeting.

Decided: that the application by Michael Carrigan for a Metal Dealer's Licence be granted.

(2) SECOND HAND DEALER'S LICENCE - NEW APPLICATION - MOHAMMED AND SHERHRAZ ASHAQ, 116 SPRINGKELL AVENUE, GLASGOW, T/A MUIRHEAD AUTOPARTS LIMITED

3. The Chief Solicitor advised (1) that an application (tabled) by Mohammed and Sherhraz Ashaq, 116 Springkell Avenue, Glasgow, t/a Muirhead Autoparts Limited for a Second Hand Dealer's Licence to enable him to trade in vehicle dismantling and sale of second hand parts at Woodhead Road, Muirhead had been received; (2) that an objection (tabled) to the application had been received from Councillor Shaw, and (3) that a late objection to the application had been received from Councillor McGlinchey.

The Administrative Officer then indicated that Councillors McGlinchey and Shaw were not in attendance.

Mohammed and Sherhraz Ashaq's agent, Joanna Brynes, Andersons Solicitors, indicated that although Mohammed and Sherhraz Ashaq were unable to be in attendance, Mohammed's brother, Shehzad Ashaq was in attendance on their behalf, and that Mohammed had no objection to Councillor McGlinchey's objection being considered (tabled).

The Sub-Committee then heard Joanna Brynes and Shehzad Ashaq speak in support of the application.

Thereafter, Joanna Brynes and Shehzad Ashaq and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Joanna Brynes and Shehzad Ashaq and the representative of the Police were then re-admitted to the meeting.

Decided: that the application by Mohammed and Sherhraz Ashaq for a Second Hand Dealer's Licence be granted.

Motherwell, 25 March 2009 at 9.30 am.

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

PRESENT

Councillor Hogg, Convener; Councillors Clarke, Harmon and S. Love.

CHAIR

Councillor Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

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

APOLOGIES

Councillors Homer, Irvine, McAuley, McElroy and Wallace.

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

1. No declarations were made.

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.

HEARINGS

(1) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS

(a) MAURICE FOX, 120 WOODSIDE STREET, COATBRIDGE

2. The Chief Solicitor advised (1) that an application (tabled) by Maurice Fox, 120 Woodside Street, 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.

The Sub-Committee then heard Superintendent Robertson outline the Chief Constable's objection to the application and Maurice Fox 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 Maurice Fox for a Private Hire Car Driver's Licence be refused.

(b) CRAIG IRVINE, 12 GARTONS ROAD, BARMULLOCH, GLASGOW

3. The Chief Solicitor advised (1) that an application (tabled) by Craig Irvine, 12 Gartons Road, Barmulloch, Glasgow 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 Robertson outline the Chief Constable's objection to the application and Craig Irvine 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 Craig Irvine for a Private Hire Car Driver's Licence be refused.

(c) WILLIAM TAIT, 0/1, 144 SWORD STREET, GLASGOW

4. The Chief Solicitor advised that an application (tabled) by William Tait, 0/1, 144 Sword Street, Glasgow for a Private Hire Car Driver's Licence had been received.

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

(2) TAXI DRIVER'S LICENCE - NEW APPLICATION - GRAHAM BELL, 40 QUEENS CRESCENT, NEW STEVENSTON

5. The Chief Solicitor advised (1) that an application (tabled) by Graham Bell, 40 Queens Crescent, New Stevenston 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 Robertson outline the Chief Constable's objection to the application and Graham Bell speak in support of his application and table a character reference.

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 Love, seconded by Councillor Clarke, moved that the application by Graham Bell for a Taxi Driver's Licence be granted.

Councillor Harmon, seconded by Councillor Hogg, moved, as an amendment, that the application by Graham Bell be granted for a period of one year.

On a vote being taken, 2 Members voted for the amendment and 2 Members voted for the motion. The vote being equal, the Convener exercised his casting vote in favour of the amendment, which was accordingly declared carried.

Decided: that the application by Graham Bell for a Taxi Driver's Licence be granted for a period of one year.

(3) LATE HOURS CATERING LICENCE - VARIATION - ALAN McDONALD, 24 BERTRAM STREET, BURNBANK, HAMILTON PER McDONALDS RESTAURANT, 113 GLASGOW ROAD, WISHAW

6. The Chief Solicitor advised (1) that an application (tabled) by Alan McDonald, 24 Bertram Street, Burnbank, Hamilton per McDonalds Restaurant, 113 Glasgow Road, Wishaw for a variation to its Late Hours Catering Licence in respect of the premises at McDonalds, 113 Glasgow Road, Wishaw had been received, and (2) of the background relative thereto.

The Sub-Committee then heard Alastair Reid, Area Manager and the applicant speak in respect of the application.

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

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

Councillor Love, seconded by Councillor Harmon, moved that the application by Alan McDonald for a variation to his Late Hours Catering Licence be refused.

Councillor Clarke, seconded by Councillor Hogg, moved, as an amendment, that the application by Alan McDonald for a variation to his Late Hours Catering Licence be granted.

On a vote being taken, 2 Members voted for the amendment and 2 Members voted for the motion. The vote being equal, the Convener exercised his casting vote in favour of the amendment, which was accordingly declared carried.

Decided:

- (1) that the application by Alan McDonald per McDonalds Restaurant, 113 Glasgow Road, Wishaw to vary its Late Hours Catering Licence be granted;
- (2) that only the drivers of cars and their passengers be served between the hours of 23.00 and 05.00, and
- (3) that pedestrians be specifically excluded from being served.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - STEPHEN McIVER, 22 CARDOWAN DRIVE, BLACKWOOD, CUMBERNAULD

7. The Chief Solicitor advised that an application (tabled) by Stephen McIver, 22 Cardowan Drive, Blackwood, Cumbernauld for a Street Trader's Licence to enable him to trade as a mobile pressure washer throughout the Council area had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 Stephen McIver for a Street Trader's Licence be granted.

**(5) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - JAMIE KENNEDY,
14 CARRON STREET, WISHAW**

8. The Chief Solicitor advised that an application (tabled) by Jamie Kennedy, 14 Carron Street, Wishaw for a Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 Jamie Kennedy for a Private Hire Car Driver's Licence be granted.

**(6) PRIVATE HIRE CAR LICENCE AND PRIVATE HIRE CAR DRIVER'S LICENCE - NEW
APPLICATIONS - NICKY MCKAY, 64 MILLGATE CRESCENT, CALDERCRUIX, AIRDRIE**

9. The Chief Solicitor advised that applications by Nicky McKay, 64 Millgate Crescent, Caldercruix, Airdrie for a Private Hire Car Licence and Private Hire Car Driver's Licence had been received.

The Administrative Officer then indicated that Nicky McKay was not in attendance.

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

Decided: that consideration of the applications by Nicky McKay for a Private Hire Car Licence and 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 applications.

**(7) TAXI DRIVER'S LICENCE - NEW APPLICATION - GEORGE CUMMING, 8A PHOENIX PLACE,
NEW STEVENSTON**

10. The Chief Solicitor advised that an application by George Cumming, 8A Phoenix Place, New Stevenston for a Taxi Driver's Licence had been received.

The Administrative Officer then indicated that George Cumming 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 George Cumming 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.

Motherwell, 29 April 2009 at 9.30 am.

A 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) and Chief Solicitor (Licensing).

ALSO IN ATTENDANCE

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

APOLOGIES

Councillors S. 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 4 below as the applicant's family was known to him.

EXPLOSIVES ACT 1875 - APPLICATION FOR EXPLOSIVES FACTORY LICENCE - ASSENT TO THE GRANTING OF A LICENCE BY THE HEALTH AND SAFETY EXECUTIVE UNDER THE MANUFACTURE AND STORAGE OF EXPLOSIVE REGULATIONS 2005

2. There was submitted a report dated 29 April 2009 by the Head of Protective Services (1) advising of the receipt of an application from Missiles and Space Batteries Limited for assent to the operation of a factory utilising explosives at Hagmill Road, East Shawhead, Coatbridge; (2) detailing the background relative thereto; (3) indicating that no objections or representations had been received in respect of the application, and (4) recommending that the Sub-Committee assent to the application in terms of the Manufacture and Storage of Explosives Regulations 2005.

Decided: that the Sub-Committee, in terms of the Manufacture and Storage of Explosives Regulations 2005 assent to the application by Missiles and Space Batteries Limited, Hagmill Road, East Shawhead, Coatbridge.

HEARINGS

(1) LATE HOURS CATERING LICENCE - NEW APPLICATION - JAY SINGH, 13 LANGDALES AVENUE, CUMBERNAULD

3. The Chief Solicitor advised (1) that an application by Jay Singh, 13 Langdales Avenue, Cumbernauld for a Late Hours Catering Licence in respect of the premises at Tartan Tikka, 4 Etrick Walk, Cumbernauld had been received; (2) that an objection to the application had been received from the Executive Director of Environmental Services, and (3) that the application had subsequently been withdrawn.

Decided: that it be noted that the application by Jay Singh for a Late Hours Catering Licence had been withdrawn.

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.

Councillor Hogg declared a non pecuniary interest in the following paragraph as the applicant's family was known to him, withdrew from the meeting and took no part in the consideration thereof.

Councillor McAuley assumed the Chair.

(2) PRIVATE HIRE CAR DRIVER'S LICENCE AND PRIVATE HIRE CAR LICENCE - NEW APPLICATION - PAUL MULLAN, 10 DUNELLAN GARDENS, MOODIESBURN

4. The Chief Solicitor advised that applications (tabled) by Paul Mullan, 10 Dunellan Gardens, Moodiesburn for a Private Hire Car Driver's Licence and Private Hire Car Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson speak in respect of the applications.

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 applications by Paul Mullan for a Private Hire Car Driver's Licence and Private Hire Car Licence be granted.

Councillor Hogg was re-admitted to the meeting and assumed the Chair.

(3) TAXI DRIVER'S LICENCE - NEW APPLICATION - ANDREW SKERN, 91A AILSA ROAD, COATBRIDGE

5. The Chief Solicitor advised (1) that an application by Andrew Skern, 91A Ailsa Road, Coatbridge for a Taxi Driver's Licence had been received, and (2) of the background relative thereto. The Administrative Officer then indicated that Andrew Skern was not in attendance.

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

Decided: that the application by Andrew Skern for a Taxi Driver's Licence be refused.

SUSPENSION HEARINGS

(4) TAXI DRIVER'S LICENCE - COMPLAINT - JAMES COATS, 48 MANSE VIEW, NEWARTHILL, MOTHERWELL

6. The Chief Solicitor (Licensing) advised that a complaint by Mr. Alan Boslem relative to the behaviour of James Coats, 48 Manse View, Newarthill, Motherwell who currently held a Taxi Driver's Licence had been received.

The Sub-Committee then heard Alan Boslem outline the complaint and James Coats speak in respect of the complaint.

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

Alan Boslem, James Coats and representatives of the Police were then readmitted to the meeting.

Decided: that the complaint relative to the behaviour of James Coats be not upheld.

(5) TAXI DRIVER'S LICENCE AND PRIVATE HIRE CAR LICENCE - COMPLAINTS

(a) FRANCIS MULLANEY, 101 GRANGENEUK GARDENS, BALLOCH, CUMBERNAULD

7. The Chief Solicitor (Licensing) 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 Mullaney, 101 Grangeneuk Gardens, Balloch, Cumbernauld who currently held a Taxi Driver's Licence and Private Hire Car Licence.

The Sub-Committee then heard Superintendent Robertson outline the complaint and Francis Mullaney speak in respect of the complaint.

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

Francis Mullaney and representatives of the Police were then readmitted to the meeting.

The Sub-Committee, having determined that the complaint be upheld, heard Francis Mullaney in mitigation.

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

Francis Mullaney and representatives of the Police were again readmitted 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 and Private Hire Car Licence, currently held by Francis Mullaney, be not suspended, on the understanding that the Head of Legal Services issue Francis Mullaney with a letter warning him as to his future conduct.

(b) RONALD McGUIRE, 19J KYLE ROAD, KILDRUM, CUMBERNAULD

8. The Chief Solicitor (Licensing) 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 Ronald McGuire, 19J Kyle Road, Kildrum, Cumbernauld who currently held a Taxi Driver's Licence and Private Hire Car Licence.

The Sub-Committee then heard Superintendent Robertson outline the complaint and Ronald McGuire speak in respect of the complaint and submit character references and other documentation.

The Convener advised that the meeting required to be adjourned in order to arrange for the documentation to be made available to the Sub-Committee and representatives of the Police.

Decided: the meeting be adjourned until 12.10 pm to arrange for the additional documentation to be made available to the Sub-Committee and representatives of the Police.

Motherwell, 29 April 2009 at 12.10 pm.

An Adjourned 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) and Chief Solicitor (Licensing).

ALSO IN ATTENDANCE

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

APOLOGIES

Councillors 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.

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 PRIVATE HIRE CAR LICENCE – COMPLAINT - RONALD MCGUIRE, 19J KYLE ROAD, KILDRUM, CUMBERNAULD

2. With reference to paragraph 8 of the Minute of the meeting of this Sub-Committee held earlier in the day, copies of the documentation having been tabled, the Sub-Committee resumed consideration of the complaint by the Chief Constable, Strathclyde Police relative to the behaviour of Ronald McGuire, 19J Kyle Road, Kildrum, Cumbernauld who currently held the Taxi Driver's Licence and Private Hire Car Licence.

The Sub-Committee then heard Superintendent Robertson outline the complaint and Ronald McGuire speak in respect of the complaint.

Thereafter, Ronald McGuire, his partner Lesley McLean, his neighbour Arlene Gourley and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Ronald McGuire, Lesley McLean, Arlene Gourley and representatives of the Police were then re-admitted to the meeting.

The Sub-Committee, having determined that the complaint be upheld, heard Ronald McGuire, Lesley McLean and Arlene Gourley in mitigation.

Thereafter, Ronald McGuire, Lesley McLean, Arlene Gourley and representatives of the Police again withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Ronald McGuire, Lesley McLean, Arlene Gourley and representatives of the Police were 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 and Private Hire Car Licence currently held by Ronald McGuire be not suspended on the understanding that the Head of Legal Services issue Ronald McGuire with a letter warning him as to his future conduct.

TAXI DRIVER'S LICENCE AND PRIVATE HIRE CAR LICENCE - RENEWAL - JOSEPH HENDERSON, 8 LEANDER CRESCENT, MOSSEND, BELLSHILL

3. The Chief Solicitor advised that an application (tabled) by Joseph Henderson, 8 Leander Crescent, Mossend, Bellshill for the renewal of his Taxi Driver's Licence and Private Hire Car Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 applications by Joseph Henderson for the renewal of his Taxi Driver's Licence and Private Hire Car Licence be granted.

WINDOW CLEANER'S LICENCE - NEW APPLICATION - PAUL STEWART, 15 SMITHSTONE CRESCENT, CUMBERNAULD

4. The Chief Solicitor advised that an application (tabled) by Paul Stewart, 15 Smithstone Crescent, Cumbernauld for a Window Cleaner's Licence had been received.

The Sub-Committee then heard the applicant and Superintendent Robertson 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 Paul Stewart for a Window Cleaner's Licence be granted for a period of one year.

SKIN PIERCING/TATTOOING LICENCE - NEW APPLICATION - HERBIMEDIC CENTRE LIMITED, UNIT 10, LYON BUSINESS PARK, RIVER ROAD, BERKING, ESSEX

5. The Chief Solicitor advised (1) that an application by Herbimedic Centre Limited, Unit 10, Lyon Business Park, River Road, Berking, Essex for a Skin Piercing/Tattooing Licence in respect of the premises at Herbimedic, Unit 11, Antonine Shopping Centre, Cumbernauld had been received; (2) that an objection to the application had been received from the Executive Director of Environmental Services, and (3) that the application had subsequently been withdrawn.

Decided: that it be noted that the application be Herbimedic Centre Limited, for a Skin Piercing/Tattooing Licence had been withdrawn.