

CORPORATE SERVICES (LICENSING) SUB – 13 June 2012

Motherwell, 13 June 2012 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Farooq, Harmon, Irvine, Love, McKendrick, McLaren, McVey, Majid and Nolan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Chief Inspector Swan and Sergeant Hayburn, "N" Division, Strathclyde Police.

APOLOGY

Councillor Sullivan.

The Convener 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.

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) STREET TRADER'S LICENCE - NEW APPLICATION - RODERICK MacDONALD

2. The Principal Solicitor advised (1) that an application (tabled) by Roderick MacDonald for a Street Trader's Licence to enable him to trade from a static snack van at Grayshill Road, Westfield, Cumbernauld had been received, and (2) that objections (tabled) to the application had been received from Chris Marshall, Gerard Marshall and a number of members of the public.

The Sub-Committee then heard Chris and Gerard Marshall outline their objections to the application and Roderick MacDonald speak in support of his application.

Thereafter, the applicant, Chris and Gerard Marshall 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 Roderick MacDonald for a Street Trader's Licence be granted.

(2) TAXI DRIVER'S LICENCE - NEW APPLICATION - CATRINA DEANS

3. The Principal Solicitor advised (1) that an application (tabled) by Catrina Deans for a Taxi Driver's Licence had been received, and (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Chief Inspector Swan explain the reasons for the Chief Constable's objection being submitted late and Catrina Deans indicate that she had no objection to the late objection being considered.

The Sub-Committee then heard Chief Inspector Swan outline the Chief Constable's objection (tabled) to the application and Catrina Deans speak in support of her 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 Catrina Deans for a Taxi Driver's Licence be refused.

(3) WINDOW CLEANER' LICENCE - NEW APPLICATIONS

(a) MARTIN LOWE

4. The Principal Solicitor advised (1) that an application (tabled) by Martin Lowe for a Window Cleaner's Licence had been received, and (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Chief Inspector Swan explain the reasons for the Chief Constable's objection being submitted late and Martin Lowe indicate that he had no objection to the late objection being considered.

The Sub-Committee then heard Chief Inspector Swan outline the Chief Constable's objection (tabled) to the application and Martin Lowe 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 consideration be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

(b) ANDREW MULLEN

5. The Principal Solicitor advised (1) that an application (tabled) by Andrew Mullen for a Window Cleaner's Licence had been received, and (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Chief Inspector Swan explain the reasons for the Chief Constable's objection being submitted late and Andrew Mullen indicate that he had no objection to the late objection being considered.

The Sub-Committee then heard Chief Inspector Swan outline the Chief Constable's objection (tabled) to the application and Andrew Mullen 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.

Councillor Love, seconded by Councillor Irvine moved that the application by Andrew Mullen be granted for a period of one year.

Councillor W. Hogg, seconded by Councillor McLaren moved, as an amendment, that the application by Andrew Mullen be refused.

On a vote being taken, 2 Members voted for the amendment and 8 Members voted for the motion, which was accordingly declared carried.

Decided: that the application by Andrew Mullen for a Window Cleaner's Licence be granted for a period of one year.

(4) PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINTS

(a) AMBROZY KOCIOLEK

6. The Principal 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 Ambrozy Kociolek, who currently held a Private Hire Car Driver's Licence.

The Sub-Committee then heard Chief Inspector Swan outline the Chief Constable's complaint and Ambrozy Kociolek speak in respect of the complaint.

Decided: that consideration be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in respect of the complaint.

(b) JOHN MCGILL

7. The Principal 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 John McGill who currently held a Private Hire Car Driver's Licence.

The Administrative Officer then indicated that John McGill was not in attendance.

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

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

Thereafter, the 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 Private Hire Car Driver's Licence currently held by John McGill be suspended, with immediate effect, for the unexpired duration of the licence.

(5) WINDOW CLEANER'S LICENCE - COMPLAINT - PAUL STEWART

8. The Principal Solicitor advised (1) 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 Paul Stewart who currently held a Window Cleaner's Licence, and (2) that Paul Stewart had communicated to the Council that he was unable to be in attendance due to his attendance at a funeral.

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

Decided: that consideration be continued to allow Paul Stewart another opportunity to appear before the Sub-Committee to speak in respect of the complaint.

Motherwell, 26 June 2012 at 11.15 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Farooq, Irvine, McKendrick, McLaren, Majid and Nolan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Hayburn, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon, Love, McVey and Sullivan.

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

1. Councillor Farooq declared an interest in paragraph 5 below by reason that the applicant was known to him.

HEARINGS

(1) STREET TRADER'S LICENCE

(a) NEW APPLICATION - LAURA HAMILTON

2. The Chief Solicitor advised (1) that an application by Laura Hamilton for a Street Trader's Licence to enable her to trade from a static snack van at West Main Street, Harthill had been received, and (2) that the application had subsequently been granted under delegated powers.

Decided: that it be noted that the application by Laura Hamilton for a Street Trader's Licence had been granted under delegated powers.

(b) COMPLAINT - THOMAS POLLOCK

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 Mr. Hepburn, local resident, relative to the behaviour of Thomas Pollock who currently held a Street Trader's Licence.

The Sub-Committee then heard Mr. Hepburn outline his complaint. and Alex Fraser, Property Services; John Ashcroft, Planning and Transportation and Thomas Pollock and his agent, Stewart Hamilton, S.J. Hamilton and Company, Solicitors, speak in respect of the complaint.

Thereafter Thomas Pollock, Mr. Hamilton, Mr. Hepburn, Alex Fraser, John Ashcroft and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Thomas Pollock, Mr. Hamilton, Mr. Hepburn, Alex Fraser, John Ashcroft and the representative of the Police were re-admitted to the meeting.

Decided: that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint by Mr. Hepburn relevant to the behaviour of Thomas Pollock be not upheld.

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

(2) PRIVATE HIRE CAR LICENCE AND PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATIONS - DAMIEN HOLLAND

4. The Chief Solicitor advised that applications (tabled) by Damien Holland for a Private Hire Car Licence and Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard the applicant, Lynn Adams, Managing Director, Viewpark and Bellshill Private Hire and Sergeant Hayburn speak in respect of the applications.

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

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

Decided: that the applications by Damien Holland for a Private Hire Car Licence and a Private Hire Car Driver's Licence be granted for a period of one year.

Councillor Farooq declared an interest in the following item of business by reason that the applicant was known to him, withdrew from the meeting and took no part in the consideration thereof.

(3) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - MOHAMMAD KASHIF IQBAL

5. The Chief Solicitor advised (1) that an application (tabled) by Mohammad Kashif Iqbal 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 Sergeant Hayburn outline the Chief Constable's objection to the application and Mohammad Kashif Iqbal speak in respect 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 Mohammad Kashif Iqbal for a Private Hire Car Driver's Licence be refused.

(4) WINDOW CLEANER'S LICENCE - NEW APPLICATION - SEAN CONNOR

6. The Chief Solicitor advised that an application (tabled) by Sean Connor for a Window Cleaner's Licence had been received.

The Sub-Committee then heard the applicant speak in support of his application and table a character reference and Sergeant Hayburn speak in respect 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 Sean Connor for a Window Cleaner's Licence be granted.

Motherwell, 27 June 2012 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Farooq, Harmon, Irvine, Love, McKendrick, McLaren, Majid and Nolan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Hayburn, "N" Division, Strathclyde Police.

APOLOGIES

Councillors McVey and Sullivan.

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

1. No declarations were made.

HEARINGS

(1) LATE HOURS CATERING LICENCE - RENEWAL - KWAI LIN TONG

2. The Chief Solicitor advised (1) that an application (tabled) by Kwai Lin Tong for the renewal of her Late Hours Catering Licence had been received, and (2) that objections (tabled) to the application had been received from Mrs. Ahmed and Mrs. Gardiner, local residents.

The Sub-Committee then heard Mrs. Ahmed and Mrs. Gardiner outline their objections to the application and Kwai Lin Tong and her daughter, Jennifer Gilmour, speak in support of her application.

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

The applicant, Mrs. Gilmour, Mrs. Ahmed and the representative of the Police were then re-admitted to the meeting.

Decided: that the application by Kwai Lin Tong for the renewal of her Late Hours Catering Licence be granted.

(2) STREET TRADER'S LICENCE - NEW APPLICATION - ELAINE LOVE

3. The Chief Solicitor advised (1) that an application by Elaine Love for a Street Trader's Licence to enable her to trade from a static flower stall at Brandon Parade, Motherwell had been received, and (2) that an objection to the application had been received from Mari Rodger and Mr. Gardiner, local traders.

The Administrative Officer then indicated that Elaine Love and Mr. Gardiner were not in attendance.

Councillor Harmon, seconded by Councillor McLaren, moved that the Sub-Committee resume consideration of the matter in their absence.

Councillor Love, seconded by Councillor Nolan moved, as an amendment, that consideration of the matter be continued to allow the applicant another opportunity to appear before the Sub-Committee.

On a vote being taken, 6 Members voted for the amendment and 2 Members voted for the motion. The amendment was accordingly declared carried.

Decided: that the application by Elaine Love for a Street Trader's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of her application.

Motherwell, 4 July 2012 at 9.15 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Farooq, McKendrick, McLaren and Majid.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

The Chief Committee Services Manager and Team Leader, Design Services, Corporate Services, and Building Standards Officer, Environmental Services.

ALSO IN ATTENDANCE

Amanda Kennedy, Strathclyde Police; Brian McGuire, Strathclyde Fire and Rescue, and Neil Mitchell, Scottish Ambulance Service.

In respect of item 2 – Alan Marshall

In respect of item 3 – Frank Meade

APOLOGIES

Councillors Harmon, Irvine, Love, McVey, Nolan and Sullivan.

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

1. There were no declarations.

SAFETY OF SPORTS GROUNDS - CERTIFICATION ARRANGEMENTS

(1) FIRPARK STADIUM, MOTHERWELL

2. The Sub-Committee visited and inspected Firpark Stadium, Motherwell and thereafter considered a report dated 25 June 2012 by the Head of Central Services (1) reminding Members of the previously agreed arrangements for the certification of designated grounds and grounds with regulated stands under the terms of the Safety of Sports Ground Act 1975 and the Fire Safety and Safety of Places of Sport Act 1987, and (2) advising of outstanding issues in relation to the renewal of the General Safety Certificate for Firpark Stadium, Motherwell.

Decided: that the General Safety Certificate for Firpark Stadium, Motherwell be renewed subject to confirmation being received that the undernoted has been undertaken by 4 August 2012:-

- (1) appropriate fire separation measures, above the suspended ceiling in the uppermost floor of the Davie Cooper Stand being carried out;

- (2) any defective fire exit signs being replaced;
- (3) confirmation of the Club's request for an extension of building warrant 09/01402/SALT to address fire protection mechanisms in the Main Stand;
- (4) the pedestrian barriers within the concourse area being infilled;
- (5) the damaged exit sign to the escape door from the gym being replaced;
- (6) the tarmac area to the west side of the Davie Cooper Stand being repaired;
- (7) the remainder of the painting work to the stair nosings being completed, and
- (8) any issues arising from the submission of the relevant certificates and annual reports being addressed.

(2) CLIFTONHILL STADIUM, COATBRIDGE

3. The Sub-Committee visited and inspected Cliftonhill Stadium, Coatbridge and thereafter considered a report dated 25 June 2012 by the Head of Central Services (1) reminding Members of the previously agreed arrangements for the certification of designated grounds and grounds with regulated stands under the terms of the Safety of Sports Grounds Act 1975 and the Fire Safety and Safety of Places of Sport Act 1987, and (2) advising of outstanding issues in relation to the renewal of the General Safety Certificate for Cliftonhill Stadium, Coatbridge.

Decided: that the General Safety Certificate for Cliftonhill Stadium, Coatbridge be renewed subject to confirmation being received that:-

- (1) the fire resistant doors which separate the main informal access stairway from the tunnel in the Main Stand have been repaired, and
- (2) any issues arising from the submission of the relevant certificates and annual reports being addressed.

Motherwell, 5 July 2012 at 9.30 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Farooq, McKendrick and Majid.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

The Chief Committee Services Manager and Team Leader, Design Services, Corporate Services, and Building Standards Officer, Environmental Services.

ALSO IN ATTENDANCE

Sergeant Amanda Kennedy, Strathclyde Police; Brian McGuire, Strathclyde Fire and Rescue, and Jim Harrison, Scottish Ambulance Service.

In respect of item 2 – Gerry McMahon

In respect of item 3 – Sam Greene

APOLOGIES

Councillors Harmon, Irvine, Love, McLaren, McVey, Nolan and Sullivan.

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

1. There were no declarations.

SAFETY OF SPORTS GROUNDS - CERTIFICATION ARRANGEMENTS

(1) BROADWOOD STADIUM, CUMBERNAULD

2. The Sub-Committee visited and inspected Broadwood Stadium, Cumbernauld and thereafter considered a report dated 25 June 2012 by the Head of Central Services (1) reminding Members of the previously agreed arrangements for the certification of designated grounds and grounds with regulated stands under the terms of the Safety of Sports Grounds Act 1975 and the Fire Safety and Safety of Places of Sport Act 1987, and (2) advising of outstanding issues in relation to the renewal of the General Safety Certificate for Broadwood Stadium, Cumbernauld.

Decided: that the General Safety Certificate for Broadwood Stadium, Cumbernauld be renewed subject to confirmation being received that the undernoted has been completed by 4 August 2012:-

- (1) the cordoning off of any faulty seats in all Stands so as to prevent usage, and

- (2) any issues arising from the submission of the relevant certificates and annual reports being addressed.

(2) EXCELSIOR STADIUM, AIRDRIE

- 3. The Sub-Committee visited and inspected Excelsior Stadium, Airdrie and thereafter considered a report dated 25 June 2012 by the Head of Central Services (1) reminding Members of the previously agreed arrangements for the certification of designated grounds and grounds with regulated stands under the terms of the Safety of Sports Grounds Act 1975 and the Fire Safety and Safety of Places of Sport Act 1987, and (2) advising of outstanding issues in relation to the renewal of the General Safety Certificate for Excelsior Stadium, Airdrie.

Decided: that the General Safety Certificate for Excelsior Stadium, Airdrie be renewed subject to confirmation being received that the undernoted have been completed by 4 August 2012:-

- (1) the relevant certificates are submitted and any issues arising from the submission of the relevant certificates and annual reports being addressed, and
- (2) the repair to the public address speakers in the West Stand is completed, and

Motherwell, 24 July 2012 at 11 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Farooq, Love, McKendrick, McLaren and Nolan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Hayburn, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon, McVey, Majid and Sullivan.

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

1. No declarations were made.

HEARINGS

(1) STREET TRADER'S LICENCE - NEW APPLICATIONS

(a) TOM DEMPSIE

2. The Chief Solicitor advised (1) that an application (tabled) by Tom Dempsie for a Street Trader's Licence to enable him to trade from a static snack van at Cardowan Park, Tannochside Business Park, Uddingston had been received, and (2) that an objection (tabled) to the application had been received from the Executive Director of Environmental Services.

The Sub-Committee then heard Mr. Johnston, Roads and Transportation outline the Executive Director of Environmental Services' objection to the application and Tom Dempsie speak in support of his application.

Thereafter, the applicant, Mr. Johnston 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 Tom Dempsie for a Street Trader's Licence be refused.

(b) ELAINE LOVE

3. With reference to paragraph 3 of the Minute of the meeting of this Sub-Committee held on 27 June 2012, the Chief Solicitor advised (1) that consideration of an application (tabled) by Elaine Love for a Street Trader's Licence to enable her to trade from a static flower stall at Brandon Parade, Motherwell had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of her application, and (2) that objections (tabled) to the application had been received from Mrs. Rodger and Mr. Gardner, local traders.

The Administrative Officer then indicated that Mr. Gardner was not in attendance.

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

The Sub-Committee then heard Mrs. Rodger outline her objection to the application and Elaine Love speak in support of her application.

Thereafter, the applicant, Mrs. Rodger 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 Elaine Love for a Street Trader's Licence be granted effective from 1 February 2013.

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.

(2) PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT - AMBROZY KOCIOLEK

4. With reference to paragraph 6 of the Minute of the meeting of this Sub-Committee held on 13 June 2012, the Chief Solicitor advised (1) that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint had been received by the Council's Licensing Enforcement Officer relative to the behaviour of Ambrozy Kociolek who currently held a Private Hire Car Driver's Licence, and (2) that Ambrozy Kociolek had indicated that he was unable to be in attendance due to another commitment.

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

Decided: that consideration of the matter be continued to allow Ambrozy Kociolek another opportunity to appear before the Sub-Committee to speak in respect of the complaint.

(3) PRIVATE HIRE CAR OPERATOR'S LICENCES AND PRIVATE HIRE CAR DRIVER'S LICENCE – COMPLAINT - GEORGE THOMSON

5. 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 George Thomson who current held Private Hire Car Operator's Licences and a Private Hire Car Driver's Licence.

The Sub-Committee then heard Sergeant Hayburn outline the Chief Constable's complaint and George Thomson speak in respect of the complaint.

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

George Thomson and the representative of the Police were then re-admitted to the meeting.

Decided: that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint by the Chief Constable relative to the behaviour of George Thomson be not upheld.

(4) PRIVATE HIRE CAR LICENCE – COMPLAINT - JOHN PAUL QUINN

6. 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 John Paul Quinn who currently held a Private Hire Car Licence.

The Sub-Committee then heard Sergeant Hayburn outline the Chief Constable's complaint and John Paul Quinn speak in respect of the complaint.

Thereafter John Paul Quinn and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

John Paul Quinn and the representative of the Police were then re-admitted to the meeting.

Decided: that, in terms of paragraph 12 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint by the Chief Constable relative to the behaviour of John Paul Quinn be upheld and his Private Hire Car Licence be suspended with immediate effect.

(5) TAXI DRIVER'S LICENCE – RENEWAL - JOHN PAUL QUINN

7. The Chief Solicitor advised (1) that an application (tabled) by John Paul Quinn for the renewal of his 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 Sergeant Hayburn outline the Chief Constable's objections to the application and John Paul Quinn 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 Quinn for the renewal of his Taxi Driver's Licence be refused.

The Convener being of the view that the following items of business were of an urgent nature, authorised their consideration to enable the Council to progress the items timeously.

(6) WINDOW CLEANER'S LICENCE - NEW APPLICATION - MARTIN LOWE

8. The Chief Solicitor advised that an application by Martin Lowe for a Window Cleaner's Licence had been received.

The Administrative Officer then indicated that Martin Lowe was not in attendance although his mother was in attendance to speak on his behalf.

The Sub-Committee then heard Mrs. Lowe and Sergeant Hayburn 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 consideration of the application by Martin Lowe for a Window Cleaner's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

(7) WINDOW CLEANER'S LICENCE - COMPLAINT - PAUL STEWART

9. 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 Paul Stewart who currently held a Window Cleaner's Licence.

The Administrative Officer then indicated that Paul Stewart was not in attendance.

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

The Sub-Committee then heard Sergeant Hayburn outline the Chief Constable's complaint.

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

The representative of the Police was then re-admitted to the meeting.

Decided: that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, having determined that the complaint by the Chief Constable relative to the behaviour of Paul Stewart be upheld, the Window Cleaner's Licence currently held by Paul Stewart be suspended with immediate effect for the unexpired duration of the Licence.

Motherwell, 25 July 2012 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Love, McKendrick, McLaren, McVey, Majid and Nolan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Chief Inspector Connell and Sergeant Hayburn, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Farooq, Harmon and Sullivan.

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

1. Councillor Love declared an interest in paragraph 6 below by reason of the applicant being known to him, withdrew from the meeting and 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.

HEARINGS

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

(a) KHALID PERVAIZ

2. The Chief Solicitor advised (1) that an application (tabled) by Khalid Pervaiz 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 Chief Inspector Connell outline the Chief Constable's objection to the application and Khalid Pervaiz speak in support of his application and table a letter from Livingstone Brown, Solicitors in mitigation.

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 Majid, moved that the application by Khalid Pervaiz for a Private Hire Car Driver's Licence be granted for a period of one year.

Councillor McVey, seconded by Councillor McLaren moved, as an amendment, that the application by Khalid Pervaiz for a Private Hire Car Driver's Licence be refused.

On a vote being taken 2 Members voted for the amendment and 3 Members voted for the motion, which was accordingly declared carried.

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

(b) RAYMOND WOODS

3. The Chief Solicitor advised (1) that an application (tabled) by Raymond Woods 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 Chief Inspector Connell outline the Chief Constable's objection to the application and Raymond Woods and his wife, Mrs. Woods, speak in support of his application and table a letter from The Lambie Law Partnership in mitigation.

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

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

Decided: that the application by Raymond Woods for a Private Hire Car Driver's Licence be granted.

(2) STREET TRADER'S LICENCE - NEW APPLICATION - GARY MURCHIE

4. The Chief Solicitor advised (1) that an application (tabled) by Gary Murchie for a Street Trader's Licence to enable him to trade in a mobile wheeled bin/valeting service 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 Chief Inspector Connell outline the Chief Constable's objection to the application and Gary Murchie 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.

Councillor Love, seconded by Councillor Majid, moved that the application by Gary Murchie for a Street Trader's Licence be granted for a period of one year.

Councillor Hogg, seconded by Councillor McLaren moved, as an amendment, that the application by Gary Murchie for a Street Trader's Licence be refused.

On a vote being taken 2 Members voted for the amendment and 3 Members voted for the motion, which was accordingly declared carried.

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

(3) STREET TRADER'S LICENCE - BREACH OF LICENCE CONDITION - TRACEY ANNE POLLOCK

5. The Chief Solicitor advised that a complaint had been received from the Council's Licensing Enforcement Officer relative to the behaviour of Tracey Anne Pollock who currently held a Street Trader's Licence, and had allegedly breached a condition of her licence by not trading for a period of time.

The Administrative Officer then indicated that Tracey Anne Pollock was not in attendance.

Thereafter, the Sub-Committee resumed consideration of the matter in Tracey Anne Pollock's absence.

Decided: that, in terms of paragraph 11 of the Civic Government (Scotland) Act 1982, the Street Trader's Licence currently held by Tracey Anne Pollock be suspended with immediate effect for the unexpired duration of the licence.

Councillor Love declared an interest in the following item of business by reason that the applicant was known to him, withdrew from the meeting and took no part in the consideration thereof.

(4) TAXI DRIVER'S LICENCE – RENEWAL - JOSEPH FINNON

6. The Chief Solicitor advised (1) that an application (tabled) by Joseph Finnon for the renewal of his Taxi Driver's Licence had been received; (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police, and (3) Joseph Finnon had indicated that he was unable to be in attendance and had submitted a written submission (tabled).

The Sub-Committee then heard Chief Inspector Connell explain the reasons for the Chief Constable's objection being submitted late.

The Sub-Committee determined that the late objection by the Chief Constable be considered.

The Sub-Committee then heard Chief Inspector Connell outline the Chief Constable's objection (tabled) to the application.

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

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

Decided: that the application by Joseph Finnon for the renewal of his Taxi Driver's Licence be refused.

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.

(5) WINDOW CLEANER'S LICENCE - RENEWAL - ROBERT CUTHBERTSON

7. The Chief Solicitor advised (1) that an application (tabled) by Robert Cuthbertson for the renewal of Window Cleaner's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Robert Cuthbertson 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 Connell 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 Robert Cuthbertson for the renewal of his Window Cleaner's Licence be refused.

Motherwell, 6 August 2012 at 11 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Harmon, McKendrick, McLaren, McVey and Nolan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Hayburn and John Waddell, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Farooq, Irvine, Love and Sullivan.

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

1. No declarations were made.

HEARINGS

TEMPORARY PUBLIC ENTERTAINMENT LICENCE – NEW APPLICATION - JAMIE MURRAY, T/A DOUNE THE RABBIT HOLE CMC

2. The Principal Solicitor advised (1) that an application (tabled) by Jamie Murray, t/a Doune The Rabbit Hole CMC for a temporary public entertainment licence to stage a music festival at Duncarron Fort and surrounding forest, Carron Valley on the undernoted dates and times had been received, viz:-

Friday, 24 August 2012 – 3 pm to 1 am
Saturday, 25 August 2012 – 10 am to 1 am
Sunday, 26 August 2012 – 10 am to 1 am

and (2) that an objection (tabled) to the application had been received from Elspeth English, a local resident.

The Sub-Committee then heard (1) Elspeth English outline her objection to the application; (2) John Waddell, Strathclyde Police speak in respect of the application, and (3) Jamie Murray and his father, Craig Murray, speak in support of the application.

Thereafter, the applicant, Craig Murray, Elspeth English and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicant, Craig Murray, Elspeth English and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Jamie Murray, t/a Doune The Rabbit Hole CMC for a temporary public entertainment licence be granted.