

**Motherwell, 28 October 2015 at 10 am.**

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

**PRESENT**

Councillor W. Hogg, Convener; Councillors Bonnar, Clinch, Farooq, Irvine, McKendrick, Nolan, P. O'Rourke and Sullivan.

**CHAIR**

Councillor W. Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer (Committee and Civic Governance Services), and Acting Managing Solicitor (Licensing and Litigation).

**ALSO IN ATTENDANCE**

John Waddell, Lanarkshire Division, Police Scotland.

**APOLOGIES**

Councillors Love, McVey and Majid.

**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**

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

**(1) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - MARK ARMSTRONG**

2. The Acting Managing Solicitor advised (1) that an application (tabled) by Mark Armstrong 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, Police Scotland.

The Sub-Committee then heard John Waddell outline the Chief Constable's objection to the application, and Mark Armstrong and his father, Robert Armstrong, speak in support of the application.

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

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

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

**(2) WINDOW CLEANER'S LICENCE - NEW APPLICATION - ROBERT HAY**

3. The Acting Managing Solicitor advised (1) that an application (tabled) by Robert Hay for a Window Cleaner's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Police Scotland.

The Sub-Committee then heard John Waddell outline the Chief Constable's objection to the application and Robert Hay's agent, Calum Ross, Ross and Fox, Solicitors, speak in support of the application and table two character references.

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

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

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

**(3) PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT - THOMAS MOORE**

4. The Acting Managing 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, Police Scotland, relative to the behaviour of Thomas Moore who currently held a Private Hire Car Driver's Licence.

The Administrative Officer then indicated that Thomas Moore was not in attendance.

The Sub-Committee resumed consideration of the complaint in Thomas Moore's absence.

The Sub-Committee then heard John Waddell outline the Chief Constable's complaint (tabled).

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, the Private Hire Car Driver's Licence currently held by Thomas Moore be suspended, with immediate effect, for the unexpired duration of the Licence.

**(4) PRIVATE HIRE CAR DRIVER'S LICENCE - RENEWAL - STEPHEN McNALLY**

5. The Acting Managing Solicitor advised (1) that an application by Stephen McNally for the renewal of his Private Hire Car Driver's Licence had been received, and (2) that an objection to the application had been received from the Chief Constable, Police Scotland.

The Administrative Officer then indicated that Stephen McNally was not in attendance.

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

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

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 the application by Stephen McNally for the renewal of his Private Hire Car Driver's Licence be refused.

**(5) STREET TRADER'S LICENCE - RENEWAL - JAMES MCKENZIE**

6. The Acting Managing Solicitor advised that an application by James McKenzie for the renewal of his Street Trader's Licence to enable him to trade from a mobile ice cream van in the Council's central licensing area had been received.

The Administrative Officer then indicated that James McKenzie 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 McKenzie for the renewal of the Street Trader's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.