

CORPORATE SERVICES (LICENSING) SUB – 31 October 2012

Motherwell, 31 October 2012 at 10 am.

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

PRESENT

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

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeants Hayburn and Sharp, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon and McKendrick.

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.

HEARINGS

(1) STREET TRADER'S LICENCE - NEW APPLICATION - FIONA SLAVEN AND LESLEY DALRYMPLE

2. The Chief Solicitor advised (1) that an application (tabled) by Fiona Slaven and Lesley Dalrymple for a Street Trader's Licence to enable them to trade from a static snack van on waste ground next to 35 Bell Quadrant, Carfin 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 (1) Sergeant Hayburn outline the Chief Constable's objection to the application; (2) the applicants' agent, Mr. Stan Cook, speak in support of the application, and (3) the Head of Roads and Transportation speak with regard to the proposed location.

Thereafter, the applicants, the Head of Roads and Transportation, Stan Cook and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicants, Stan Cook and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Fiona Slaven and Lesley Dalrymple for a Street Trader's Licence be granted.

(2) TAXI DRIVER'S LICENCE - NEW APPLICATION - PETER FAGAN

3. The Chief Solicitor advised (1) that an application be Peter Fagan for a Taxi Driver's Licence had been received, and (2) that, for the reasons detailed, the application had been subsequently granted by the Head of Legal Services in terms of delegated powers.

Decided: that it be noted that the application by Peter Fagan for a Taxi Driver's Licence had been granted by the Head of Legal Services in terms of delegated powers.

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.

(3) SKIN PIERCING/TATTOOING LICENCE – COMPLAINT - STEPHEN MCCULLOCH

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 Stephen McCulloch who currently held a Skin Piercing/Tattooing Licence.

The Sub-Committee then heard Sergeant Hayburn outline the Chief Constable's complaint and Stephen McCulloch's agent, Andrew Fitzpatrick, MFY Partnership, speak in respect of the complaint and table photographs in mitigation.

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

Stephen McCulloch, Andrew Fitzpatrick and representatives 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 the Chief Constable relevant to the behaviour of Stephen McCulloch be not upheld.

(4) PRIVATE HIRE CAR DRIVER'S LICENCE – NEW APPLICATION - GEORGE KUTTICKAL

5. The Chief Solicitor advised that an application by George Kuttickal for a Private Hire Car Driver's Licence had been received.

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

(5) ITINERANT METAL DEALER'S LICENCE - RENEWAL - GARETH HENRY MCLEAN

6. The Chief Solicitor advised (1) that an application (tabled) by Gareth Henry McLean for the renewal of Itinerant Metal Dealer'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 the applicant's agent, Murray McAuley, Traynor Alston, Solicitors, speak in support of the application.

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

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

Decided: that the application by Gareth Henry McLean for the renewal of his Itinerant Metal Dealer's Licence be refused.

(6) PRIVATE HIRE CAR DRIVER'S LICENCE – COMPLAINT - GREIG INGRAM

7. 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 from the Chief Constable, Strathclyde Police, relative to the behaviour of Greig Ingram who currently held a Private Hire Car Driver's Licence, and (2) that Greg Ingram had indicated that he was unable to be in attendance and had submitted written correspondence in mitigation.

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

The Sub-Committee then heard Sergeant Hayburn 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 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 the Chief Constable relative to the behaviour of Greg Ingram be upheld and the Licence be suspended with immediate effect for the unexpired duration of the Licence.

Motherwell, 12 November 2012 at 11 am.

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

PRESENT

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

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Sharp, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Farooq, Harmon, Irvine and McVey.

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

1. Councillor McKendrick declared an interest in paragraph 2(c) below and took no part in the consideration thereof.

HEARINGS

(1) LATE HOURS CATERING LICENCE - MOHAMMED ABDULLAH

2. The Chief Solicitor advised (1) that an application by Mohammad Abdullah for a Late Hours Catering Licence in respect of the premises at the Big Chef, 659 Old Edinburgh Road, Viewpark, Uddingston had been received, and (2) that the application had subsequently been granted under delegated powers.

Decided: that it be noted that the application by Mohammad Abdullah for a Late Hours Catering Licence had been granted under delegated powers.

(2) LATE HOURS CATERING LICENCES - NEW APPLICATIONS

- (a) MARK ALLAN, MANAGER, ASDA STORES LIMITED, WATSON STREET, MOTHERWELL**
- (b) IAN NICOLSON, MANAGER, ASDA STORES LIMITED, MAIN STREET, COATBRIDGE**
- (c) PAUL TRAYNOR, MANAGER, ASDA STORES LIMITED, MORNINGSIDE ROAD, NEWMAINS**
- (d) THOMAS WHITE, MANAGER, ASDA STORES LIMITED, 1 TRYST ROAD, CUMBERNAULD**

3. The Chief Solicitor advised that in terms of Section 177 of the Criminal Justice (Scotland) Act 2010, applications (tabled) for Late Hours Catering Licences had been received from (1) Mark Allan, Manager, Asda Stores Limited, Watson Street, Motherwell; (2) Ian Nicolson, Manager, Asda Stores Limited, Main Street, Coatbridge; (3) Paul Traynor, Manager, Asda Stores Limited, Morningside Road, Newmains, and (4) Thomas White, Manager, Asda Stores Limited, 1 Tryst Road, Cumbernauld.

The Sub-Committee then heard the applicants and their agent, Mr. Taylor, Gosschalks Solicitors speak in respect of the applications.

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

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

Decided: that the applications by (1) Mark Allan, Manager, Asda Stores Limited, Watson Street, Motherwell; (2) Ian Nicolson, Manager, Asda Stores Limited, Main Street, Coatbridge; (3) Paul Traynor, Manager, Asda Stores Limited, Morningside Road, Newmains, and (4) Thomas White, Manager, Asda Stores Limited, 1 Tryst Road, Cumbernauld for a Late Hours Catering Licence be granted.

(3) SECOND HAND DEALER'S LICENCE

(a) NEW APPLICATION - ROBERT SWEENEY

4. The Chief Solicitor advised (1) that an application (tabled) by Robert Sweeney for a Second Hand Dealer's Licence to enable him to trade in Second Hand Tyre Sales at 1A Drumgelloch Street, Airdrie had been received, and (2) that an objection (tabled) to the application had been received from Marcella Wilson, local resident.

The Sub-Committee then heard Marcella Wilson outline her objection to the application and Robert Sweeney speak in support of his application.

Thereafter, the applicant, Marcella Wilson 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 Robert Sweeney for a Second Hand Dealer's Licence be granted on the condition that all fittings and repairs be carried out only within the curtilage of the premises.

(b) RENEWAL - ANDREW HEPBURN

5. The Chief Solicitor advised (1) that an application by Andrew Hepburn for the renewal of his Second Hand Dealer's Licence in respect of the premises at 179 Main Street, Chapelhall had been received, and (2) that the application had subsequently been granted under delegated powers.

Decided: that it be noted that the application by Andrew Hepburn for the renewal of his Second Hand Dealer's Licence had been granted under delegated powers.

Motherwell, 21 November 2012 at 10 am.

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

PRESENT

Councillors Farooq, Irvine, McKendrick, McLaren, McVey, Majid and Nolan.

CHAIR

In the absence of Councillor W. Hogg, Councillor Nolan presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Sharp, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon, Hogg, Love and 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.

HEARINGS

(1) PUBLIC ENTERTAINMENT LICENCE – NEW APPLICATION - NORTH LANARKSHIRE COUNCIL

2. The Chief Solicitor advised (1) that an application by North Lanarkshire Council for a Public Entertainment Licence in respect of the premises at Sir John Wilson Town Hall, Stirling Street, Airdrie had been received; (2) that an objection to the application had been received from the Executive Director of Environmental Services; (3) that the Executive Director of Environmental Services had thereafter withdrawn his objection to the application, and (4) that the application had subsequently been granted under delegated powers.

Decided: that it be noted that the application by North Lanarkshire Council for a Public Entertainment Licence had been granted under delegated powers.

(2) SECOND HAND DEALER'S LICENCE – NEW APPLICATION - ROSS HENDERSON

3. The Chief Solicitor advised (1) that an application by Ross Henderson for a Second Hand Dealer's Licence to enable him to trade in second hand car sales at Unit 33A, Chapelhall Industrial Estate had been received, and (2) that Ross Henderson had subsequently withdrawn his application.

Decided: that it be noted that Ross Henderson had withdrawn his application for a Second Hand Dealer's Licence.

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.

(3) PRIVATE HIRE CAR OPERATOR'S LICENCE - NEW APPLICATION - FIONA BOLTON

4. The Chief Solicitor advised (1) that an application (tabled) by Fiona Bolton for a Private Hire Car Operator's Licence had been received; (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police, and (3) that Fiona Bolton had spent convictions.

The Administrative Officer then indicated that Fiona Bolton was not in attendance.

Thereafter the Sub-Committee resumed consideration of the matter in Fiona Bolton's absence.

The Sub-Committee then heard Sergeant Sharp explain the reason 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 having enquired as to the age and general nature of the spent convictions were provided, in broad terms, with such information by Sergeant Sharp who advised why, in the Chief Constable's opinion, full details of Fiona Bolton's convictions be disclosed.

The Sub-Committee then determined that Fiona Bolton's spent convictions be disclosed.

The Sub-Committee then heard Sergeant Sharp outline the Chief Constable's objection (tabled) 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 Fiona Bolton for a Private Hire Car Operator's Licence be refused.

(4) PRIVATE HIRE CAR DRIVER'S LICENCE – COMPLAINT - FIONA BOLTON

5. With reference to the preceding paragraph, the Chief Solicitor advised that in terms of paragraph 11 of the Civic Government (Scotland) Act 1982, a complaint had been received from the Chief Constable, Strathclyde Police relative to the behaviour of Fiona Bolton who currently held a Private Hire Car Driver's Licence.

The Administrative Officer then indicated that Fiona Bolton was not in attendance.

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

Decided: that, in terms of paragraph 11 of the Civic Government (Scotland) Act 1982, the Private Hire Car Driver's Licence currently held by Fiona Bolton be suspended with immediate effect for the unexpired duration of the Licence.

(5) STREET TRADER'S LICENCE - NEW APPLICATION - TERENCE MULLEN

6. The Chief Solicitor advised that an application by Terence Mullen for the variation of his Street Trader's Licence had been received

The Administrative Officer then indicated that Terence Mullen 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 Terence Mullen for the variation to his 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.

Motherwell, 5 December 2012 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Harmon, Irvine, Love, McKendrick, 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

Inspector Higgins, "N" Division, Strathclyde Police.

In respect of item 2(a) – Mr. Thabarsum, Global Interpreting Services.

APOLOGIES

Councillors McLaren and McVey.

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

1. Councillor Majid declared an interest in paragraph 6 below as the applicant was known to him and took no part in the discussion 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

(a) COMPLAINT - JOHN McVEY

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 the Chief Constable, Strathclyde Police, relative to the behaviour of John McVey who currently held a Private Hire Car Driver's Licence.

The Sub-Committee then heard Inspector Higgins outline the Chief Constable's complaint, John McVey's agent, Andrew Steven, Watters Steven and Company, Solicitors, and John McVey's friend, Jackie McDonald speak in respect of the complaint.

Thereafter John McVey, Andrew Steven, Jackie McDonald and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

John McVey, Andrew Steven, Jackie McDonald and the representative of the Police were re-admitted to the meeting.

Decided: that the complaint by the Chief Constable relative to the behaviour of John McVey who currently held a Private Hire Car Driver's Licence be not upheld.

(b) NEW APPLICATIONS

(A) GEORGE KUTTICKAL

3. With reference to paragraph 5 of the Minute of the meeting of this Sub-Committee held on 31 October 2012, the Chief Solicitor advised that consideration of an application by George Kuttickal 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.

The Sub-Committee then heard the applicant and Inspector Higgins speak in respect of the application.

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

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

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

(B) ALLA MOHCENE

4. The Chief Solicitor advised (1) that an application by Alla Mohcene for a Private Hire Car 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 Alla Mohcene 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 Alla Mohcene be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.

(2) PUBLIC ENTERTAINMENT LICENCE - NEW APPLICATION - RICHARD WILMOT

5. The Chief Solicitor advised that an application by Richard Wilmot for a Public Entertainment Licence had been received, and (2) that objections to the application had been received from the Executive Director of Environmental Services.

The Sub-Committee then heard Richard Wilmot speak in support of his application.

Thereafter, the applicant, 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 Richard Wilmot for a Public Entertainment Licence be granted, subject to trading not exceeding a maximum number of 28 days in total, in any calendar year and subject to the conditions set out by the Head of Roads and Transportation.

Councillor Majid declared an interest in the following item of business as the applicant was known to him.

(3) SECOND HAND DEALER'S LICENCE - RENEWAL - PHILIP BERRY

6. The Chief Solicitor advised (1) that an application by Philip Berry for the renewal of his Private Hire Car Driver's Licence had been received; (2) that an objection to the application had been received from the Executive Director of Environmental Services; (3) that the Executive Director of Environmental Services had thereafter withdrawn his objection to the application, and (4) that the application had subsequently been granted under delegated powers.

Decided: that it be noted that the application by Philip Berry for the renewal of his Second Hand Dealer's Licence had been granted under delegated power.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - NICOLA STEVENSON

7. The Chief Solicitor advised (1) that an application by Nicola Stevenson for a Street Trader's Licence to enable her to trade from a static snack van at Ellismuir Way, Tannochside, Uddingston had been received, and (2) that the application had attracted comments from the Executive Director of Environmental Services.

The Administrative Officer then indicated that Nicola Stevenson was not in attendance.

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

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

Motherwell, 17 December 2012 at 10 am.

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

PRESENT

Councillors Farooq, McLaren, McVey and Majid.

CHAIR

In the absence of Councillor W. Hogg, Councillor McVey presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Inspector Higgins, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon, Hogg, Love, McKendrick, Nolan 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 LICENCES – NEW APPLICATIONS

- (a) RUSSELL HOUSTON, MANAGER, TESCO STORES LIMITED, UNITS 5-8, AIRDRIE RETAIL PARK, AIRDRIE**
- (b) BERNIE MCBRIDE, MANAGER, TESCO STORES LIMITED, HIGH STREET, AIRDRIE**
- (c) STEPHEN MACLEOD X 2, MANAGER, TESCO STORES LIMITED AND TESCO PETROL FILLING STATION, 12 NORTH ROAD, BELLSHILL**
- (d) PAUL HARRIS, MANAGER, TESCO STORES LIMITED, FARADAY RETAIL PARK, COATBRIDGE**
- (e) GERARD MCDONAGH, MANAGER, TESCO STORES LIMITED, 15 AUCHINBEE WAY, CRAIGMARLOCH**
- (f) PETER MUSHET, MANAGER, TESCO STORES LIMITED, TRYST ROAD, CUMBERNAULD**
- (g) MARK RUSSELL, MANAGER, TESCO STORES LIMITED, BELHAVEN ROAD, WISHAW**

2. The Chief Solicitor advised that in terms of Section 177 of the Criminal Justice (Scotland) Act 2010, applications (tabled) for Late Hours Catering Licences had been received from (1) Russell Houston, Manager, Tesco Stores Limited, Units 5-8, Airdrie Retail Park, Airdrie; (2) Bernie McBride, Manager, Tesco Stores Limited, High Street, Airdrie; (3) Stephen MacLeod x 2, Manager, Tesco Stores Limited

and Tesco Petrol Filling Station, 12 North Road, Bellshill; (4) Paul Harris, Manager, Tesco Stores Limited, Faraday Retail Park, Coatbridge; (5) Gerard McDonagh, Manager, Tesco Stores Limited, 15 Auchinbee Way, Craigmarloch; (6) Peter Mushet, Manager, Tesco Stores Limited, Tryst Road, Cumbernauld, and (7) Mark Russell, Manager, Tesco Stores Limited, Belhaven Road, Wishaw.

The Sub-Committee then heard Barry Duncan, Tesco Stores Limited and his agent, Audrey Junner, Hill Brown, Solicitors speak in respect of the applications.

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

Barry Duncan, Audrey Junner and the representative of the Police were then re-admitted to the meeting.

Decided: that the applications by (1) Russell Houston, Manager, Tesco Stores Limited, Units 5-8, Airdrie Retail Park, Airdrie; (2) Bernie McBride, Manager, Tesco Stores Limited, High Street, Airdrie; (3) Stephen MacLeod x 2, Manager, Tesco Stores Limited and Tesco Petrol Filling Station, 12 North Road, Bellshill; (4) Paul Harris, Manager, Tesco Stores Limited, Faraday Retail Park, Coatbridge; (5) Gerard McDonagh, Manager, Tesco Stores Limited, 15 Auchinbee Way, Craigmarloch; (6) Peter Mushet, Manager, Tesco Stores Limited, Tryst Road, Cumbernauld, and (7) Mark Russell, Manager, Tesco Stores Limited, Belhaven Road, Wishaw for a 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.

(2) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - JAMES MCFARLANE

The Principal Solicitor advised that an application (tabled) by James McFarlane for a Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard (1) the applicant's agent, Elspeth Forrest, Ness Gallagher and Company, Solicitors; (2) the applicant's friend, David Gracie, and (3) Inspector Higgins speak in respect of the application.

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

The applicant, Elspeth Forrest, David Gracie and the representatives of the Police were then re-admitted to the meeting.

Decided: that the application by James McFarlane for a Private Hire Car Driver's Licence be refused.

(3) STREET TRADER'S LICENCE – NEW APPLICATION - MARGARET HAMILTON

3. The Principal Solicitor advised (1) that an application (tabled) by Margaret Hamilton for a Street Trader'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 Inspector Higgins explain the reasons for the Chief Constable's objection being submitted late and Margaret Hamilton indicate she had no objection to the late objection being considered.

The Sub-Committee then heard Inspector Higgins outlined the Chief Constable's objection (tabled) to the application and Margaret Hamilton, and Kirsty Freeland, Bereavement Counsellor, speak in respect of the application.

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

Margaret Hamilton, Kirsty Freeland and the representative of the Police were then re-admitted to the meeting.

Decided: that the application by Margaret Hamilton for a Street Trader's Licence be granted.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - MATTHEW SZRAMKE, T/A GLASGOW RECYCLING LIMITED

4. The Principal Solicitor advised that (1) an application by Matthew Szramke for a Street Trader's Licence to enable him to trade in second hand textiles at Tryst Road, Cumbernauld had been received, and (2) that an objection to the application had been received from the Executive Director of Environmental Services.

The Administrative Officer then indicated that Matthew Szramke 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 Matthew Szramke 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 his application.

Motherwell, 9 January 2013 at 10 am.

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

PRESENT

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

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 Bland, "N" Division, Strathclyde Police.

APOLOGY

Councillor Nolan.

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. Councillor Hogg declared an interest in paragraph 3 below as the applicant was known to him.

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 - MATTHEW SZRAMKE, T/A GLASGOW RECYCLING LIMITED

2. The Principal Solicitor advised (1) that consideration of an application (tabled) by Matthew Szramke for a Street Trader's Licence to enable him to trade in second hand textiles at Tryst Road, Cumbernauld had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that an objection (tabled) to the application had been received from the Executive Director of Environmental Services.

The Sub-Committee then heard Diane Smart outline the Executive Director of Environmental Services' objections to the application and Piotr Wisniewski, Day-to-Day Manager of the proposed operation, and representing the applicant speak in support of the application.

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

Piotr Wisniewski, Diane Smart and the representative of the Police were then re-admitted to the meeting.

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

Councillor Hogg having declared an interest in the following item of business by virtue of the applicant being known to him, vacated the Chair, withdrew from the meeting and took no part in the consideration or decision thereon.

Councillor McVey assumed the Chair.

(2) PRIVATE HIRE CAR OPERATOR'S LICENCE - RENEWAL - THOMAS CORRIGAN

3. The Principal Solicitor advised that an application by Thomas Corrigan for the renewal of his Private Hire Car Operator's Licence had been received.

The Sub-Committee then heard Thomas Corrigan speak in support of his 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 Thomas Corrigan for the renewal of his Private Hire Car Operator's Licence be granted for a period of 18 months subject to six monthly vehicle inspections being undertaken.

Councillor Hogg resumed the Chair.

(3) STREET TRADER'S LICENCE - NEW APPLICATION - NICOLA STEVENSON

4. With reference to paragraph 7 of the Minute of the meeting of this Sub-Committee held on 5 December 2012, the Principal Solicitor advised (1) that consideration of an application (tabled) by Nicola Stevenson for a Street Trader's Licence to enable her to trade from a static snack, Ellismuir Way, Tannochside, Uddingston 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 a representation (tabled) to the application had been received from the Executive Director of Environmental Services.

The Sub-Committee then heard Nicola Stevenson's partner, Alex Nesbit speak in support of the application.

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

Alex Nesbit and the representative of the Police were then re-admitted to the meeting.

Decided: that the application by Nicola Stevenson for a Street Trader's Licence be granted.

(4) PRIVATE HIRE CAR DRIVER'S LICENCE - NEW APPLICATION - ALLA MOHCENE

5. With reference to paragraph 4 of the Minute of the meeting of this Sub-Committee held on 5 December 2012, the Principal Solicitor advised (1) that consideration of an application (tabled) by Alla Mohcene for a Private Hire Car Driver's Licence had been continued to allow the applicant an opportunity to appear before the Sub-Committee to speak in support of his application, and (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police.

The Administrative Officer then indicated that Alla Mohcene 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 Bland explain the reason for the Chief Constable's objection being submitted late.

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

The Sub-Committee then heard Chief Inspector Bland outline the Chief Constable's objection (tabled) 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 Alla Mohcene for a Private Hire Car Driver's Licence be refused.

(5) STREET TRADER'S LICENCE - VARIATION - TERRENCE MULLEN

6. The Principal Solicitor advised that an application by Terrence Mullen for a variation to his Street Trader's Licence had been received.

The Administrative Officer then indicated that Terrence Mullen was not in attendance.

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

Decided: that the application by Terrence Mullen for a variation to his Street Trader's Licence be refused.

(6) TAXI DRIVER'S LICENCE - NEW APPLICATION - GERARD MORGAN

7. The Principal Solicitor advised (1) that an application by Gerard Morgan for a Taxi Driver's Licence had been received, and (2) Gerard Morgan had failed to pass his knowledge test.

The Administrative Officer then indicated that Gerard Morgan was not in attendance.

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

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