

Motherwell, 18 May 2016 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Bonnar, Chadha, Curley, McLaren, McVey 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

Sergeant Tomlinson, Lanarkshire Division, Police Scotland.

APOLOGIES

Councillors Farooq, Irvine, McKendrick and P. O'Rourke.

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) PRIVATE HIRE CAR DRIVER'S LICENCE – NEW APPLICATIONS

(a) STEWART COLLINS

2. The Acting Managing Solicitor advised (1) that an application by Stewart Collins 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, Police Scotland.

The Administrative Officer then indicated that Stewart Collins 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 Stewart Collins 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) JAMES SMITH

3. With reference to paragraph 13 of the Minute of the meeting of this Sub-Committee held on 6 April 2016, the Acting Managing Solicitor advised (1) that consideration of an application (tabled) by James Smith 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 an objection (tabled) to the application had been received from the Chief Constable, Police Scotland.

The Sub-Committee then heard Sergeant Tomlinson outline the Chief Constable's objection to the application and James Smith and his mother-in-law, Veronica Anderson, speak in support of his application.

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

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

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

(2) PRIVATE HIRE CAR DRIVER'S LICENCE – RENEWAL - MARGARET TRAYNOR

4. With reference to paragraph 4 of the Minute of the Special meeting of this Sub-Committee held on 21 March 2016, the Acting Managing Solicitor advised (1) that consideration of an application (tabled) by Margaret Traynor for the renewal of her 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 her application, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Police Scotland.

The Sub-Committee then heard Sergeant Tomlinson outline the Chief Constable's objection to the application and Margaret Traynor's agent, Gary Morton, Cartys Solicitors and her husband, James Traynor, speak in support of the application and table character references.

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

The applicant, James Traynor, Gary Morton and the representative of the Police were then re-admitted to the meeting.

Decided: that the application by Margaret Traynor for the renewal of her Private Hire Car Driver's Licence be granted.

(3) PRIVATE HIRE CAR BOOKING OFFICE LICENCE – NEW APPLICATION - UBER BRITANNIA LIMITED

5. The Acting Managing Solicitor advised (1) that an application (tabled) by Uber Britannia Limited for a Private Hire Car Booking Office Licence had been received, and (2) that a representation to the application had been received from the Chief Constable, Police Scotland and James Fee, a local taxi operator (both tabled).

The Sub-Committee then heard (1) Sergeant Tomlinson outline the Chief Constable's representation to the application; (2) James Fee outline his representation, and (3) Fred Jones and Chris Yiu, on behalf of Uber Britannia, speak in support of the application.

Thereafter, the applicants 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 Uber Britannia Limited for a Private Hire Car Booking Office Licence be granted for a period of one year

The Convener being of the opinion that the following item of business was of an urgent nature authorised its consideration to enable the Council to process the application timeously.

(4) PUBLIC CHARITABLE COLLECTION LICENCE - JOE DONNACHIE PER C IN THE PARK

6. The Acting Managing Solicitor advised (1) that an application (tabled) by Joe Donnachie per C in the Park for a Public Charitable Collection 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 Sergeant Tomlinson outline the Chief Constable's objection to the application and Joe Donnachie 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.

Councillor Sullivan, seconded by Councillor McLaren, moved that the application by Joe Donnachie for a Public Charitable Collection Licence be granted.

Councillor Bonnar, seconded by Councillor Chadha, moved, as an amendment, that the application by Joe Donnachie for a Public Charitable Collection Licence be refused.

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

Decided: that the application by Joe Donnachie for a Public Charitable Collection Licence be granted.