

Motherwell, 27 June 2016 at 2 pm.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Bonnar, Chadha, Curley, Irvine, McLaren, McVey and P. O'Rourke.

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 McKendrick and Sullivan.

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

1. Councillor Chadha declared an interest in paragraph 6 below by reason of the applicant being known to him and took no part in the consideration thereof.

Councillor Irvine declared an interest in paragraph 3 below by reason of the applicant being known to her 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 APPLICATION - KEVIN REILLY

2. With reference to paragraph 4 of the Minute of the meeting of this Sub-Committee held on 8 June 2016, the Acting Managing Solicitor advised that consideration of an application by Kevin Reilly 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.

The Administrative Officer then indicated that Kevin Reilly was not in attendance.

The Sub-Committee then heard Sergeant Tomlinson 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 Kevin Reilly for a Private Hire Car Driver's Licence be refused.

Councillor Irvine, having declared an interest in the following item of business by reason of the applicant being known to her, withdrew from the meeting and took no part in the consideration thereof.

(2) PRIVATE HIRE CAR LICENCE – RENEWALS

(a) IAIN WALLACE

3. The Acting Managing Solicitor advised (1) that an application (tabled) by Iain Wallace for the renewal of his Private Hire Car Licence had been received, and (2) that Iain Wallace did not have a vehicle that was compliant with the Council's specification.

The Sub-Committee heard the applicant 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 Iain Wallace for the renewal of his Private Hire Car Licence be granted for a period of 18 months from 27 June 2016.

Councillor Irvine re-admitted the meeting.

(b) RAMSAY ROSS

4. The Acting Managing Solicitor advised (1) that an application (tabled) by Ramsay Ross for the renewal of his Private Hire Car Licence had been received; (2) that Ramsay Ross did not have a vehicle that was compliant with the Council's specification, and (3) that Ramsay Ross had indicated he was unable to be in attendance due to a holiday commitment and requested that the Sub-Committee consider the application in his absence.

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

Decided: that the application by Ramsay Ross for the renewal of his Private Hire Car Licence be granted until 28 February 2017.

(3) SECOND HAND DEALER'S LICENCE - NEW APPLICATIONS

(a) BRIAN BLAIR

5. The Acting Managing Solicitor advised (1) that an application by Brian Blair for a Second Hand Dealer's Licence to enable him to trade from second hand vehicle sales 42 Main Street, Chapelhall had been received, and (2) that Brian Blair had subsequently withdrawn the application.

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

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

(b) FRASER M. BRYCE INVESTMENT LIMITED t/a GLENTORE 4 X 4

6. The Acting Managing Solicitor advised (1) that an application by Fraser M. Bryce Investment Limited t/a Glentore 4 x 4 for a Second Hand Dealer's Licence to enable him to trade from second hand light motor vehicle and cycle sales at Netherton of Glentore Farm, Greengairs had been received; (2) that a representation had been received from the Council's Transportation Division, and (3) that a late representation had been received from the Council's Planning Division.

The Administrative Officer then indicated that a representative from the Planning Division was not in attendance.

Thereafter, the Sub-Committee then heard the applicant 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 Fraser M. Bryce Investments Limited t/a Glentore 4 x 4 be granted with the two conditions set out by the Transportation Division being incorporated.

(4) WINDOW CLEANER'S LICENCE – RECALL OF SUSPENSION - THOMAS JENKINS

7. With reference to paragraph 6 of the Minute of the meeting of this Sub-Committee held on 8 June 2016 when it was agreed that, in terms of paragraph 11 of the Civic Government (Scotland) Act 1982, the Window Cleaner's Licence held by Thomas Jenkins be suspended, with immediate effect, for the unexpired duration of the licence, as he had failed to submit to the Council a copy of his public liability insurance, and (2) that Thomas Jenkins had subsequently submitted his public liability insurance.

Decided: that the suspension of Thomas Jenkins' Window Cleaner's Licence be recalled.