

Motherwell, 4 August 2016 at 2.00 pm.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Bonnar, Chadha, Irvine, Majid, McKendrick, 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

Chief Inspector Bland, Divisional Commander and John Waddell, Police Scotland.

APOLOGIES

Councillors Curley, Farooq 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) PUBLIC ENTERTAINMENT LICENCE - COMPLAINT - M AND D'S LEISURE LIMITED

2. The Acting Managing 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, Police Scotland, relative to the behaviour of M and D's Leisure Limited who currently held a Public Entertainment Licence.

The Sub-Committee then heard (1) Chief Inspector Bland outline the Chief Constable's complaint; (2) M. and D's agent, Lamont Baillie, Ness Gallagher, Solicitors; (3) Matthew Taylor, Managing Director, M. and D's, and (4) Martin McMahon, Health and Safety Executive speak in respect of the complaint and table additional information in mitigation.

Thereafter, Lamont Baillie, Matthew Taylor, Kenneth Hill, Jenson Connelly, Martin McMahon and the representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Lamont Baillie, Matthew Taylor, Kenneth Hill, Jenson Connelly, Martin McMahon and the representatives of the Police were then re-admitted to the meeting.

Councillor Chadha, seconded by Councillor Sullivan moved that the complaint by the Chief Constable relative to the behaviour of M and D's be upheld.

Councillor Hogg, seconded by Councillor Majid, moved, as an amendment, that the complaint by the Chief Constable relative to the behaviour of M and D's be not upheld.

On a vote being taken, 6 Members voted for the amendment and 3 Members voted for the motion. The amendment was accordingly declared carried.

Decided: that the complaint by the Chief Constable relative to the behaviour of M and D's Leisure Limited be not upheld.

The Chair, being of the opinion that the following item of business was of an urgent nature, authorised its consideration to enable the Council to progress the matter timeously.

(2) PRIVATE HIRE CAR DRIVER'S LICENCE - COMPLAINT - MARIWAN AHMAD

3. The Acting Managing Solicitor advised that, in terms of paragraph 12 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 Mariwan Ahmad, who currently held a Private Hire Car Driver's Licence.

The Sub-Committee then heard Chief Inspector Bland outline the Chief Constable's complaint and Mariwan Ahmad speak in respect of the complaint.

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

Mariwan Ahmad and the representatives 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 Mariwan Ahmad be not upheld.