

Motherwell, 3 July 2007 at 11.30 am.

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

PRESENT

Councillor Hogg, Convener; Councillor McAuley, Vice-Convener; Councillors Ferrie, Harmon, Homer and McElroy.

CHAIR

Councillor Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Superintendent Hamilton and A. Black, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Cefferty, Clarke, Irvine, S. Love and Wallace.

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) SECOND HAND DEALER'S LICENCE - NEW APPLICATIONS

**(a) MARTIN DOWNIE AND LYN DALGLEISH, 2 DRUMGRAY LANE, GREENGAIRS, AIRDRIE,
T/A MFD CAR SALES LIMITED**

1. With reference to paragraph 1 of the Minute of the adjourned Special meeting of this Sub-Committee held earlier on 3 July 2007, copies of the additional documentation by the applicants' agent, previously referred to having been tabled, the Sub-Committee resumed consideration of the application by Martin Downie and Lyn Dalgeish, 2 Drumgray Lane, Greengairs, Airdrie, t/a MFD Car Sales Limited to trade in second hand car sales at the aforementioned address.

The Sub-Committee then heard Superintendent Hamilton outline the Chief Constable's objection to the application, Mr. Woods, Traffic and Transportation Section, Environmental Services outline the Executive Director of Environmental Services' objection to the application and Mr. Peters speak in support of the application and table photographs of the location.

Thereafter, the applicant, Mr. Peters, Mr Woods and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicant, Mr. Peters, Mr Woods and representatives of the Police were re-admitted to the meeting.

Decided: that the application by Martin Downie and Lyn Dalglish for a Second Hand Dealer's Licence be refused.

Councillor Ferrie being the mover of an amendment which failed to attract a seconder asked that his dissent be recorded.

(b) TERRY McCALLUM, HOLYDENE, 25 WHINHALL ROAD, AIRDRIE

2. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Terry McCallum, Holydene, 25 Whinhall Road, Airdrie for a Second Hand Dealer's Licence to trade in second hand car sales at the aforementioned address had been received, and (2) that objections (tabled) to the application had been received from the Executive Director of Environmental Services and Mr. Green, the applicant's neighbour.

The Sub-Committee then heard (1) Mr. Woods, Traffic and Transportation Section, Environmental Services outline the Executive Director of Environmental Services' objection to the application; (2) Mr. Green outline his objection to the application, and (3) Terry McCallum speak in support of his application.

Thereafter, the applicant, Mr. Woods, Mr. Green and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicant, Mr Woods, Mr Green and representatives of the Police were then re-admitted to the meeting.

Decided: that the application by Terry McCallum for a Second Hand Dealer's Licence be refused.

(2) STREET TRADER'S LICENCE - NEW APPLICATION - KAREN McINTYRE, 52 CHERRYBANK WALK, AIRDRIE

3. The Chief Solicitor (Licensing) advised (1) that an application (tabled) by Karen McIntyre, 52 Cherrybank Walk, Airdrie for a Street Trader's Licence to enable her to trade from a static snack van at Drumpellier Country Park, Coatbridge had been received, and (2) that objections (tabled) to the application had been received from the Executive Director of Learning and Leisure Services; the Head of Property Services, Corporate Services, and Mr. Kirkland, Confectionery and Ice Cream Franchise Holder within Strathclyde Country Park.

The Sub-Committee then heard (1) Mr. Simpson, Park Manager outline the Executive Director of Learning and Leisure Services' objection to the application; (2) Mr. Brown, Property Services outline the Head of Property Services' objection to the application; (3) Mr. Kirkland's agent, Mr. Lutton, McWhinney Mitchell, Solicitors outline Mr. Kirkland's objection to the application, and (4) the applicant and Mr. McIntyre speak in support of the application.

Thereafter, the applicant, Mr. McIntyre, Mr. Simpson, Mr. Brown, Mr. Kirkland, Mr. Lutton and representatives of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

The applicant, Mr. McIntyre, Mr. Simpson, Mr. Brown, Mr. Kirkland, Mr. Lutton and representatives of the Police were then re-admitted to the meeting.

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