

**Motherwell, 21 November 2016 at 10 am.**

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

**PRESENT**

Councillor W. Hogg, Convener; Councillors Chadha, Curley, Farooq, McLaren and Sullivan.

**CHAIR**

Councillor W. Hogg (Convener) presided.

**IN ATTENDANCE**

The Administrative Officer and Acting Managing Solicitor, Legal and Democratic Solutions.

**ALSO IN ATTENDANCE**

Sergeant Conn, Police Scotland and the Head of Regulatory Services and Waste Solutions.

**APOLOGIES**

Councillors Irvine, McKendrick and H. McVey.

**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 OPERATOR'S LICENCE - RENEWAL - HEATHER McPHIE**

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

The Administrative Officer then indicated that Heather McPhie was not in attendance.

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

**Decided:** that the application by Heather McPhie for the renewal of her Private Hire Car Operator's Licence be refused.

**(2) PRIVATE LANDLORD REGISTRATION**

**(a) PETER DEVANEY**

3. The Acting Managing Solicitor advised that, in terms of Section 84 of Part 8 of the Anti-Social Behaviour Etc. (Scotland) Act 2004, material had been brought to the attention of the Council, by the Chief Constable, Police Scotland, falling within Sub-Section 85(2) of the aforementioned Act, relative to the behaviour of Peter Devaney, who was currently registered as a Private Landlord.

The Administrative Officer then indicated that Peter Devaney was not in attendance.

The Sub-Committee then heard Sergeant Conn and the Head of Regulatory Services and Waste Solutions speak in respect of the matter.

**Decided:** that consideration of the matter be continued to allow Peter Devanny another opportunity to appear before the Sub-Committee to speak in respect of the matter.

**(b) JOHN MCGURK**

4. The Acting Managing Solicitor advised that, in terms of Section 84 of Part 8 of the Anti-Social Behaviour Etc. (Scotland) Act 2004, material had been brought to the attention of the Council, by the Chief Constable, Police Scotland, falling within Sub-Section 85(2) of the aforementioned Act, relative to the behaviour of John McGurk, who was currently registered as a Private Landlord.

The Sub-Committee then heard Sergeant Conn outline the representation (tabled) and the Head of Regulatory Services and Waste Solutions and John McGurk speak in respect of the matter.

Thereafter, John McGurk, the Head of Regulatory Services and Waste Solutions and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

John McGurk, the Head of Regulatory Services and Waste Solutions and the representative of the Police were then re-admitted to the meeting.

**Decided:** that John McGurk remain registered as a Private Landlord in North Lanarkshire.

**(c) BARRY SMITH**

5. The Acting Managing Solicitor advised that, in terms of Section 84 of Part 8 of the Anti-Social Behaviour Etc. (Scotland) Act 2004, material had been brought to the attention of the Council, by the Chief Constable, Police Scotland, falling within Sub-Section 85(2) of the aforementioned Act, relative to the behaviour of Barry Smith, who was currently registered as a Private Landlord.

The Administrative Officer then indicated that Barry Smith was not in attendance.

The Sub-Committee then heard Sergeant Conn outline the representation (tabled) and the Head of Regulatory Services and Waste Solutions speak in respect of the matter.

**Decided:** that in terms of Section 84 of Part 8 of the Anti-Social Behaviour Etc. (Scotland) Act 2004, Barry Smith be de-registered as a Private Landlord effective from 13 December 2016.