

Motherwell, 9 March 2017 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Irvine, McLaren, H. McVey, P. O'Rourke and Sullivan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

The Acting Managing Solicitor (Licensing and Litigation) and the Administrative Officer, Legal and Democratic Solutions.

ALSO IN ATTENDANCE

In respect of Item 1 – John Waddell, Police Scotland.

In respect of items 2 – Senior Environmental Health Officer, Regulatory Services and Waste Solutions and Sergeant Conn, Police Scotland.

APOLOGIES

Councillors Curley and McKendrick.

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 3 and 6 of Part 1 of Schedule 7A of the Act.

HEARINGS

The Convener exercised his discretion to vary the order of business as hereinafter Minuted.

(1) PRIVATE HIRE CAR DRIVER'S LICENCE AND PRIVATE HIRE CAR OPERATOR'S LICENCE – COMPLAINT - CHARLES MILLAR

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 Charles Millar who currently held a Private Hire Car Driver's Licence and a Private Hire Car Operator's Licence.

The Sub-Committee then heard John Waddell outline the Chief Constable's complaint and Charles Millar and his agent, James Docherty, Cumbernauld and Kilsyth Unemployed Worker's Centre, speak in respect of the complaint.

Thereafter, Charles Millar, James Docherty and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Charles Millar, James Docherty and the representative of the Police were then re-admitted to the meeting.

Decided: that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, the complaint by the Chief Constable relative to the behaviour of Charles Millar be not upheld.

(2) PRIVATE LANDLORD REGISTRATION

(a) ROBERT TIPPEN

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 Robert Tippen, who was currently registered as a private landlord.

The Administrative Officer then indicated that although Robert Tippen was not in attendance, his agent, Mrs McWilliams, Traynor Alston, Solicitors was present.

The Sub-Committee then heard Sergeant Conn outline the representation (tabled), the Senior Environmental Health Officer and Mrs McWilliams speak in respect of the matter.

Thereafter, Mrs McWilliams, the Senior Environmental Health Officer and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mrs McWilliams, the Senior Environmental Health Officer and the representative of the Police were then re-admitted to the meeting.

Councillor Sullivan, seconded by Councillor McVey moved that Robert Tippen remain on the register as a Private Landlord.

Councillor Hogg, seconded by Councillor McLaren, moved, as an amendment, that Robert Tippen be de-registered as a Private Landlord.

On a vote being taken, 2 Members voted for the amendment and 3 Members voted for the motion, which was accordingly declared carried.

Decided: that, in terms of Section 84 of Part 8 of the Anti-Social Behaviour Etc. (Scotland) Act 2004, Robert Tippen remain on the register as a private landlord.

(b) WILLIAM BELL

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 William Bell, who was currently registered as a private landlord.

The Sub-Committee then heard Sergeant Conn outline the representation (tabled) and the Senior Environmental Health Officer speak in respect of the matter.

Thereafter, William Bell indicated that he wished to withdraw his registration as a private landlord.

Decided: that it be noted that William Bell had withdrawn his registration as a private landlord.

(c) CATRINA DEANS

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 Catrina Deans, who was currently registered as a private landlord.

The Sub-Committee then heard Sergeant Conn outline the representation (tabled), the Senior Environmental Health Officer and Catrina Deans speak in respect of the matter.

Thereafter, Catrina Deans, the Senior Environmental Health Officer and the representative of the Police withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Catrina Deans, the Senior Environmental Health Officer and the representative of the Police were then re-admitted to the meeting.

Decided: that, in terms of Section 84 of Part 8 of the Anti-Social Behaviour Etc. (Scotland) Act 2004, Catrina Deans be de-registered as a private landlord, effective from 30 March 2017.