

**Motherwell, 5 August 2009 at 9.30 am.**

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

**PRESENT**

Councillor Hogg, Convener; Councillors Ferrie, Irvine and McElroy.

**CHAIR**

Councillor Hogg (Convener) presided.

**IN ATTENDANCE**

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

**ALSO IN ATTENDANCE**

Chief Inspector McKenzie and Sergeant Harkin, "N" Division, Strathclyde Police.

**APOLOGIES**

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

**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 DRIVER'S LICENCE - NEW APPLICATIONS**

**(a) ROBERT DAVID CALLAN**

2. The Chief Solicitor advised (1) that an application (tabled) by Robert David Callan for a Private Hire Car Driver's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Strathclyde Police.

The Sub-Committee then heard Chief Inspector McKenzie outline the Chief Constable's objection to the application and Robert David Callan speak in support of his application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by Robert David Callan for a Private Hire Car Driver's Licence be granted for a period of one year.

**(b) DAVID STEVENSON**

3. The Chief Solicitor (Licensing) advised that an application (tabled) by David Stevenson for a Private Hire Car Driver's Licence had been received.

The Sub-Committee then heard (1) the applicant speak in support of his application and table a character reference from Chatty's Ace Cabs, and (2) Chief Inspector McKenzie speak in respect of the application.

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

The applicant and representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by David Stevenson for a Private Hire Car Driver's Licence be granted for a period of one year.

**(2) WINDOW CLEANER'S LICENCE - NEW APPLICATION - JOHN GERARD HENDRY**

4. The Chief Solicitor advised (1) that an application (tabled) by John Gerard Hendry for a Window Cleaner's Licence had been received; (2) that an objection to the application had been received from the Chief Constable, Strathclyde Police, and (3) that John Gerard Hendry had indicated he was unable to be in attendance due to a holiday commitment, but had requested that the Sub-Committee consider the application in his absence.

The Sub-Committee then heard Chief Inspector McKenzie outline the Chief Constable's objection to the application.

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

Representatives of the Police were then re-admitted to the meeting.

**Decided:** that the application by John Gerard Hendry for a Window Cleaner's Licence be refused.

**SUSPENSION HEARING**

**SECOND HAND DEALER'S LICENCE - COMPLAINT - THOMAS DUNNE**

5. The Chief Solicitor (Licensing) advised that a complaint had been received from the Executive Director of Environmental Services relative to the behaviour of Thomas Dunne, who currently held a Second Hand Dealer's Licence, and referring to the receipt of three complaints from members of the public following their purchase of a second hand vehicle.

The Administrative Officer then indicated that Thomas Dunne was not in attendance.

The Sub-Committee resumed consideration of the complaint in Thomas Dunne's absence.

The Sub-Committee then heard Mr. Bannister, Trading Standards Officer outline the Executive Director of Environmental Services' complaint.

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

Mr. Bannister and representatives of the Police were then re-admitted to the meeting.

The Sub-Committee determined that the complaint be upheld.

Thereafter, Mr. Bannister and representatives of the Police again withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Mr. Bannister and representatives of the Police were again re-admitted to the meeting.

**Decided:** that the Second Hand Dealer's Licence, currently held by Thomas Dunne, be suspended for the unexpired duration of the Licence.