

Motherwell, 21 November 2012 at 10 am.

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

PRESENT

Councillors Farooq, Irvine, McKendrick, McLaren, McVey, Majid and Nolan.

CHAIR

In the absence of Councillor W. Hogg, Councillor Nolan presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Sergeant Sharp, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon, Hogg, Love and Sullivan.

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

DECLARATIONS OF INTEREST IN TERMS OF THE ETHICAL STANDARDS IN PUBLIC LIFE ETC. (SCOTLAND) ACT 2000

1. No declarations were made.

HEARINGS

(1) PUBLIC ENTERTAINMENT LICENCE – NEW APPLICATION - NORTH LANARKSHIRE COUNCIL

2. The Chief Solicitor advised (1) that an application by North Lanarkshire Council for a Public Entertainment Licence in respect of the premises at Sir John Wilson Town Hall, Stirling Street, Airdrie had been received; (2) that an objection to the application had been received from the Executive Director of Environmental Services; (3) that the Executive Director of Environmental Services had thereafter withdrawn his objection to the application, and (4) that the application had subsequently been granted under delegated powers.

Decided: that it be noted that the application by North Lanarkshire Council for a Public Entertainment Licence had been granted under delegated powers.

(2) SECOND HAND DEALER'S LICENCE – NEW APPLICATION - ROSS HENDERSON

3. The Chief Solicitor advised (1) that an application by Ross Henderson for a Second Hand Dealer's Licence to enable him to trade in second hand car sales at Unit 33A, Chapelhall Industrial Estate had been received, and (2) that Ross Henderson had subsequently withdrawn his application.

Decided: that it be noted that Ross Henderson had withdrawn his application for a Second Hand Dealer's Licence.

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.

(3) PRIVATE HIRE CAR OPERATOR'S LICENCE - NEW APPLICATION - FIONA BOLTON

4. The Chief Solicitor advised (1) that an application (tabled) by Fiona Bolton for a Private Hire Car Operator's Licence had been received; (2) that a late objection to the application had been received from the Chief Constable, Strathclyde Police, and (3) that Fiona Bolton had spent convictions.

The Administrative Officer then indicated that Fiona Bolton was not in attendance.

Thereafter the Sub-Committee resumed consideration of the matter in Fiona Bolton's absence.

The Sub-Committee then heard Sergeant Sharp explain the reason for the Chief Constable's objection being submitted late.

The Sub-Committee determined that the late objection by the Chief Constable be considered.

The Sub-Committee having enquired as to the age and general nature of the spent convictions were provided, in broad terms, with such information by Sergeant Sharp who advised why, in the Chief Constable's opinion, full details of Fiona Bolton's convictions be disclosed.

The Sub-Committee then determined that Fiona Bolton's spent convictions be disclosed.

The Sub-Committee then heard Sergeant Sharp outline the Chief Constable's objection (tabled) to the application.

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

The representative of the Police was then re-admitted to the meeting.

Decided: that the application by Fiona Bolton for a Private Hire Car Operator's Licence be refused.

(4) PRIVATE HIRE CAR DRIVER'S LICENCE – COMPLAINT - FIONA BOLTON

5. With reference to the preceding paragraph, the Chief Solicitor advised that in terms of paragraph 11 of the Civic Government (Scotland) Act 1982, a complaint had been received from the Chief Constable, Strathclyde Police relative to the behaviour of Fiona Bolton who currently held a Private Hire Car Driver's Licence.

The Administrative Officer then indicated that Fiona Bolton was not in attendance.

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

Decided: that, in terms of paragraph 11 of the Civic Government (Scotland) Act 1982, the Private Hire Car Driver's Licence currently held by Fiona Bolton be suspended with immediate effect for the unexpired duration of the Licence.

(5) STREET TRADER'S LICENCE - NEW APPLICATION - TERENCE MULLEN

6. The Chief Solicitor advised that an application by Terence Mullen for the variation of his Street Trader's Licence had been received

The Administrative Officer then indicated that Terence Mullen was not in attendance.

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

Decided: that consideration of the application by Terence Mullen for the variation to his Street Trader's Licence be continued to allow the applicant another opportunity to appear before the Sub-Committee to speak in support of his application.