

Motherwell, 25 February 2013 at 10 am.

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

PRESENT

Councillor W. Hogg, Convener; Councillors Irvine, Love, McAuley, McKendrick, Majid, Nolan and Sullivan.

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

Environmental Health Manager, Senior Environmental Health Officer and Chief Inspector Mackenzie and Sergeant MacKay, "N" Division, Strathclyde Police.

APOLOGIES

Councillors Harmon and 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

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

PRIVATE LANDLORD REGISTRATION - COMPLAINTS

(1) PETER LEES

2. The Chief Solicitor advised (1) 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, Strathclyde Police, which falls within Sub-Section 85(2) of the aforementioned Act, relative to the behaviour of Peter Lees who was currently registered as a private landlord, and (2) that the Chief Constable wished to introduce further information.
The Sub-Committee having enquired to the general nature of the further information, was provided in broad terms with such information by Chief Inspector Mackenzie.

The Sub-Committee then heard Peter Lee's agent, James Kelly, Harper MacLeod, Solicitors, indicate that he, on behalf of his client, objected to the introduction of the further information.

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

Peter Lees, James Kelly and the representative of the Police were then re-admitted to the meeting.

The Sub-Committee determined that the further information be considered.

The Sub-Committee then heard Chief Inspector MacKenzie outline the material and provide details of the further information (tabled) and James Kelly, on behalf of his client, object to the content of the material provided.

Thereafter, Peter Lees, James Kelly and the representative of the Police again withdrew from the meeting and the Sub-Committee resumed consideration of the matter.

Peters Lees, James Kelly and the representative of the Police were again re-admitted to the meeting.

Decided: that consideration of the matter be continued to an adjourned meeting of this Sub-Committee to allow Peter Lees another opportunity to appear before the Sub-Committee to speak in respect of the matter.

(2) ANDREW BAILLIE

3. The Chief Solicitor advised (1) 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, Strathclyde Police, which falls within Sub-Section 85(2) of the aforementioned Act, relative to the behaviour of Andrew Baillie who was currently registered as a private landlord, and (2) that the Chief Constable wished to introduce further information.

The Sub-Committee then heard Andrew Baillie request that consideration of the matter be continued to permit him time to consult with a legal representative.

Decided: that consideration of the matter be continued to an adjourned meeting of this Sub-Committee to allow Andrew Baillie another opportunity to appear before the Sub-Committee to speak in respect of the matter.