

Motherwell, 15 May 2013 at 10 am.

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

PRESENT

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

CHAIR

Councillor W. Hogg (Convener) presided.

IN ATTENDANCE

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

ALSO IN ATTENDANCE

John Waddell, Lanarkshire Division, Police Scotland.

APOLOGY

Councillor McAuley.

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

1. No declarations were made.

HEARINGS

(1) STREET TRADER'S LICENCE - NEW APPLICATION - ARTHUR LITTLEJOHN

2. The Principal Solicitor advised (1) that an application (tabled) by Arthur Littlejohn for a Street Trader's Licence to enable him to trade from a static snack van at Albert Street, Motherwell had been received, and (2) that an objection (tabled) to the application had been received from the Executive Director of Environmental Services.

The Sub-Committee then heard Robert Skimming, Roads and Transportation Division outline the Executive Director of Environmental Services' objection to the application and Arthur Littlejohn speak in support of his application.

Thereafter, the applicant, Robert Skimming 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 Arthur Littlejohn for a Street Trader's Licence be refused.

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.

(2) ITINERANT METAL DEALER'S LICENCE – NEW APPLICATION - PAUL HEFFERNAN

3. The Principal Solicitor advised (1) that an application (tabled) by Paul Heffernan for an Itinerant Metal Dealer's Licence had been received, and (2) that a late objection to the application had been received from the Chief Constable, Police Scotland.

The Sub-Committee then heard John Waddell explain the reasons for the Chief Constable's objection being submitted late and Paul Heffernan indicate he did not wish the late objection to be considered.

The Sub-Committee having determined that the late objection by the Chief Constable be considered then heard John Waddell outline the objection (tabled) to the application and Paul Heffernan speak in respect of the application.

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

Paul Heffernan and the representative of the Police were re-admitted to the meeting.

Decided: that the application by Paul Heffernan for an Itinerant Metal Dealer's Licence be granted.

(3) PRIVATE HIRE CAR DRIVER'S LICENCE – COMPLAINT - WILLIAM MILLIGAN

4. The Principal Solicitor advised that, in terms of paragraph 11 of Schedule 1 of the Civic Government (Scotland) Act 1982, a complaint had been received from the Chief Constable, Police Scotland relative to the behaviour of William Milligan who currently held a Private Hire Car Driver's Licence.

The Administrative Officer then indicated that William Milligan was not in attendance.

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

The Sub-Committee then heard John Waddell outline the Chief Constable's complaint (tabled).

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, 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 William Milligan be upheld and his Private Hire Car Driver's Licence be suspended, with immediate effect, for the unexpired duration of the Licence.

(4) STREET TRADER'S LICENCE - NEW APPLICATION - MARK WALSH

5. The Principal Solicitor advised (1) that an application (tabled) by Mark Walsh for a Street Trader's Licence to enable him to operate a mobile car valeting/wheeled bin cleaning service had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Police Scotland.

The Sub-Committee then heard John Waddell outline the Chief Constable's objection to the application and Mark Walsh speak in support of his application and table a character reference from Mr. W. Allardyce.

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 Mark Walsh for a Street Trader's Licence be granted for a period of one year.

(5) TAXI DRIVER'S LICENCE - NEW APPLICATIONS

(a) ERIC BELL

6. The Principal Solicitor advised (1) that an application (tabled) by Eric Bell for a Taxi Driver's Licence had been received, and (2) that an objection (tabled) to the application had been received from the Chief Constable, Police Scotland.

The Sub-Committee then heard John Waddell outline the Chief Constable's objections to the application and Eric Bell speak in support of his application and table a character reference from Mr. David Geddes.

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 Eric Bell for a Taxi Driver's Licence be granted.

(b) CHRISTOPHER O'NEILL

7. The Principal Solicitor advised that an application (tabled) by Christopher O'Neill for a Taxi Driver's Licence had been received.

The Sub-Committee then heard the applicant and John Waddell 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 Christopher O'Neill for a Taxi Driver's Licence be granted.