

MINUTE
of
LICENSING COMMITTEE

Minute of meeting held at 10.00am in the Council Chamber, Council Headquarters, Giffnock, on 11 June 2024.

Present:

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| Councillor Paul Edlin (Chair) | Councillor Andrew Morrison |
| Councillor Angela Convery (Vice Chair) | Councillor David Macdonald* |
| Provost Mary Montague | |

Councillor Edlin in the Chair

(*) indicates remote attendance

Attending:

Gerry Mahon, Chief Officer (Legal and Procurement); Brian Kilpatrick, Civic Government Enforcement Officer; John Burke, Democratic Services Officer and Victoria Harkness, Democratic Services Officer.

Also Attending:

Chief Inspector Graeme Gallie, Inspector Gareth Griffiths and Inspector Brian Eaglesham, Police Scotland.

DECLARATIONS OF INTEREST

867. There were no declarations of interest intimated.

Resolution to Exclude Press and Public

At this point in the meeting, on the motion of the Chair, the Committee unanimously resolved that in accordance with the provisions of Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the press and public be excluded from the meeting for the remaining item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraphs 6 and 14 of Part 1 of Schedule 7A to the Act.

REQUEST FOR IMMEDIATE SUSPENSION OF PRIVATE HIRE CAR DRIVER'S LICENCE

868. The committee considered a report by the Chief Officer (Legal & Procurement) in relation to a request for immediate suspension of a Private Hire Car Driver's Licence under Paragraph 11(1) of Schedule 1 of the Civic Government (Scotland) Act 1982 (Agenda Item 3 refers).

The licensee and the licensee's solicitor were present.

Chief Inspector Gallie and Inspector Griffiths representing the Chief Constable were also present. Inspector Griffiths was heard in respect of the request submitted by the Chief Constable. It was reported that the Chief Constable had requested the suspension on the grounds that the licence holder was not a fit and proper person to be the holder of this licence, and that the carrying on of the activity to which the licence related was likely to cause a serious threat to public order or public safety. It was noted that the circumstances giving rise to this request were currently the subject of criminal proceedings.

The licensee (via his solicitor) was then heard in respect of the matter and in response to questions.

The Committee agreed to a short adjournment to consider the matter.

On reconvening, the Committee having taken account of the nature of the charges against the licensee, agreed to the immediate suspension of the private hire car driver's licence on the grounds that the licensee was not a fit and proper person to be the holder of such a licence.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR GRANT

869. The Committee considered a report by the Chief Officer (Legal and Procurement) in relation to an application for the renewal of a Private Hire Car Operator's Licence (Agenda Item 4 refers).

The applicant was present.

Chief Inspector Gallie and Inspector Griffiths representing the Chief Constable, who had made an objection in respect of the application, were also present.

Inspector Griffiths was heard in respect of the objection submitted by the Chief Constable.

The applicant was then heard in respect of the application and in response to questions.

The Committee agreed to a short adjournment to consider the matter.

On reconvening, the Committee, having taken account of the submission made by the applicant, his previous convictions and the seriousness and relevance to the licence being applied for, agreed that the application be refused on the grounds that the applicant was not a fit and proper person to be the holder of such a licence by virtue of his previous convictions.