

MINUTE
of
LICENSING COMMITTEE

Minute of Meeting held at 2.00pm in the Council Chamber, Council Headquarters, Eastwood Park, Giffnock, on 11 December 2018.

Present:

Councillor Betty Cunningham (Vice-Chair)
Councillor Alan Lafferty

Councillor Charlie Gilbert
Councillor Stewart Miller

Councillor Convery in the Chair

Attending:

Jacqui McCusker, Senior Solicitor; and Jennifer Graham, Committee Services Officer.

Also Attending:

Inspector Brian McGeoch, Sergeant Marie Stewart and PC Natasha Mancini, Police Scotland.

Apology:

Councillor Angela Convery (Chair).

DECLARATIONS OF INTEREST

720. Councillor Miller declared a non-financial interest in Item 722 on the grounds that he knew the applicant.

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 undernoted items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 6 and 14 of Part 1 of Schedule 7A to the Act.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR GRANT

721. The committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the grant of a Private Hire Car Driver's Licence (Agenda Item 3 refers).

The applicant was present.

Inspector McGeoch, Sergeant Stewart and PC Mancini representing the Chief Constable who had made a representation in respect of the application were also present.

The report explained that in determining the application it would be for the committee to decide what weight it wished to attach to the representation by the Chief Constable and its relevance to the type of licence being applied for.

Sergeant Stewart was heard in respect of the representation submitted by the Chief Constable and in response to questions from Members.

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

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, their seriousness and relevance to the licence being applied for, and also having taken account of the representation by the Chief Constable, 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 conviction.

Sederunt

Having declared an interest in the following item Councillor Miller left the meeting prior to its consideration and took no part in the discussions and decision.

TAXI DRIVER'S LICENCE – APPLICATION FOR GRANT

722. The committee considered a report by the Chief Officer - Legal and Procurement in relation to an application for the grant of a Taxi Driver's Licence (Agenda Item 4 refers).

The applicant was present.

Inspector McGeoch, Sergeant Stewart and PC Mancini representing the Chief Constable who had made a representation in respect of the application were also present.

The report explained that in determining the application it would be for the committee to decide what weight it wished to attach to the representation by the Chief Constable and its relevance to the type of licence being applied for.

Sergeant Stewart was heard in respect of the representation submitted by the Chief Constable and in response to questions from Members.

The Senior Solicitor read out a letter on behalf of the applicant. The applicant was then heard in respect of the application and in response to questions from Members.

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

On reconvening the committee, having taken account of the applicant's previous conviction, its seriousness and relevance to the licence being applied for, and also having taken account of the representation by the Chief Constable, agreed that the application be granted for a period of one year subject to standard conditions.

Sederunt

Councillor Miller rejoined the meeting at this point.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR GRANT

723. The committee considered a report by the Chief Officer - Legal and Procurement in relation to an application for the grant of a Private Hire Car Driver's Licence (Agenda Item 5 refers).

The applicant was present together with his Solicitor, Mr Scullion.

Inspector McGeoch, Sergeant Stewart and PC Mancini representing the Chief Constable who had made an objection in respect of the application were also present.

The report explained that in determining the application it would be for the committee to decide what weight it wished to attach to the objection by the Chief Constable and its relevance to the type of licence being applied for.

Sergeant Stewart was heard in respect of the objection submitted by the Chief Constable and in response to questions from Members.

The applicant's solicitor was then heard in respect of the application and in response to questions from Members.

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

On reconvening the committee, having taken into account the submission made by the applicant's solicitor, the applicant's previous conviction, its seriousness and relevance to the licence being applied for, and also having taken account of the objection by the Chief Constable, 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 conviction.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR GRANT

724. The committee considered a report by the Chief Officer - Legal and Procurement in relation to an application for the grant of a Private Hire Car Driver's Licence (Agenda Item 6 refers).

The applicant was present, accompanied by his cousin.

Inspector McGeoch, Sergeant Stewart and PC Mancini representing the Chief Constable who had made a representation in respect of the application were also present.

The report explained that in determining the application it would be for the committee to decide what weight it wished to attach to the representation by the Chief Constable and its relevance to the type of licence being applied for.

Sergeant Stewart was heard in respect of the representation submitted by the Chief Constable and in response to questions from Members.

The applicant and his cousin were then heard in respect of the application and in response to questions from Members.

660

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

On reconvening the committee, having taken into account the submission made by the applicant, his previous conviction, its seriousness and relevance to the licence being applied for, and also having taken account of the representation by the Chief Constable, 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 conviction.

CHAIR