

MINUTE
of
LICENSING COMMITTEE

Minute of meeting held at 10.00am in the Council Chamber, Council Headquarters, Giffnock, on 14 February 2023.

Present:

Councillor Paul Edlin (Chair)
Provost Mary Montague

Councillor David Macdonald
Councillor Andrew Morrison

Councillor Edlin in the Chair

Attending:

Gerry Mahon, Chief Officer - Legal & Procurement; Brian Kilpatrick, Civic Government Enforcement Officer; Jennifer Graham, Committee Services Officer; and Liona Allison, Assistant Committee Services Officer.

Also Attending:

Inspector Gareth Griffiths, Police Scotland.

DECLARATIONS OF INTEREST

322. 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 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 DRIVER'S LICENCE – APPLICATION FOR RENEWAL

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

The applicant was present together with his representative.

Inspector Griffiths representing the Chief Constable, who had made a representation in respect of the application, was 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.

Inspector Griffiths was heard in respect of the representation 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 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 license be renewed for a period of 3 years, subject to standard terms and conditions.

PRIVATE HIRE DRIVER'S LICENCE – APPLICATION FOR RENEWAL

324. The committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the renewal of a Private Hire Driver's Licence (Agenda Item 4 refers).

The applicant was present.

Inspector Griffiths representing the Chief Constable, who had made an objection in respect of the application, was 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.

Inspector Griffiths was heard in respect of the objection 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, 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 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 convictions.

PRIVATE HIRE DRIVER'S LICENCE – APPLICATION FOR GRANT

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

The applicant, having been invited to attend, was not present.

Inspector Griffiths representing the Chief Constable, who had made an out of time objection in respect of the application, was present.

The committee agreed to continue consideration of the application to the next meeting to allow the applicant to make a personal appearance.

PRIVATE HIRE DRIVER'S LICENCE – APPLICATION FOR RENEWAL

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

The applicant was present together with his wife.

Inspector Griffiths representing the Chief Constable, who had made an out of time objection in respect of the application, was also present.

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

Having heard from the applicant on why he did not want the late objection to be considered and following a short adjournment, the committee agreed to consider the out of time objection and copies were provided to Members.

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

The applicant was then heard in respect of the application.

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

On reconvening, the committee agreed to continue consideration of the application to a future meeting to allow a decision on the pending court action to be made.

CHAIR

