

LICENSING COMMITTEE

Minutes of meeting held in the Council Chamber, Council Offices, Almada Street, Hamilton on 29 August 2007

Chair:

Councillor Mary McNeill

Councillors Present:

Eileen Baxendale, Pam Clearie, Jim Docherty, Beith Forrest, Anne Higgins, Eileen Logan, Archie Manson, Brian McCaig, Clare McColl, Lesley McDonald, Jean McKeown, David McLachlan, John McNamee, Alice Marie Mitchell, Patrick Ross-Taylor, Graham Scott, Hamish Stewart, Bert Thomson (Depute), David Watson

Councillors' Apologies:

Andy Carmichael, John Higgins, Edward McAvoy, David Shearer

Attending:

Corporate Resources

M Cooper, Assistant District Court and Licensing Co-ordinator; C Lyon, Administration Officer; T Stone, District Court, Licensing and Registration Manager

1 Declaration of Interests

No interests were declared.

2 Minutes of Previous Meeting

The minutes of the meeting of the Licensing Committee held on 26 June 2007 were submitted for approval as a correct record.

The Committee decided: that the minutes be approved as a correct record.

3 Public Processions Panels

The minutes of the meetings of the Public Processions Panels held on 2 July, 11 July and 9 August 2007 were submitted for approval as a correct record.

The Committee decided: that the minutes be approved as a correct record.

4 Urgent Business

There were no items of urgent business.

5 Exclusion of Press and Public

The Committee decided:

that, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, the press and public be excluded from the meeting for the following item(s) of business on the grounds that it was likely that there would be disclosure of exempt information in terms of Paragraph(s) 6 of Part I of Schedule 7A of the Act.

6 Civic Government (Scotland) Act 1982 - Grant of Second-Hand Dealer's Licence - W Findlay, 86 Linden Lea, Hamilton

A report dated 2 August 2007 by the Executive Director (Corporate Resources) was submitted on an application for the grant of a second-hand dealer's licence in terms of the Civic Government (Scotland) Act 1982. In terms of the Act, the opportunity of a hearing had been offered to the applicant who was not present or represented. An observation had been received from Planning Services. A late observation had been submitted by Roads and Transportation Services and J Whiteley, Team Leader was present and heard on the reason for lateness of the observation. The reason for the late submission was accepted and the observation was heard. A written submission from the applicant was also considered.

The Committee decided:

that the application by W Findlay, 86 Linden Lea, Hamilton for a second-hand dealer's licence for the sale of second-hand vehicles at premises at 12 Wellhall Road, Hamilton be granted for a period of 1 year subject to:-

- ◆ the conditions specified by the Executive Director (Corporate Resources)
- ◆ the condition that the applicant liaise with Roads and Transportation Services regarding parking at the premises

7 Civic Government (Scotland) Act 1982 - Renewal of Second-Hand Dealer's Licence - Townpark Motor Company Limited, Unit 1, Hamilton Road Industrial Estate, Strathaven

A report dated 31 July 2007 by the Executive Director (Corporate Resources) was submitted on an application for the grant of a second-hand dealer's licence in terms of the Civic Government (Scotland) Act 1982. In terms of the Act, the opportunity of a hearing had been offered to the applicant who was not present or represented. A late observation had been submitted by Roads and Transportation Services and D Proctor, Engineering Officer was present and heard on the reason for lateness of the observation. The reason for the late submission was accepted and the observation was heard. A written submission from the applicant was also considered.

Councillor Scott, seconded by Councillor McKeown, moved that the application by Townpark Motor Company Limited, Unit 1, Hamilton Road Industrial Estate, Strathaven for a second-hand dealer's licence for premises at Unit 1, Hamilton Road Industrial Estate, Strathaven be granted for a period of 1 year with the condition that the works to establish additional car parking and display spaces be completed within 1 year. By way of amendment, Councillor Watson, seconded by Councillor McColl, moved that the application be granted for a period of 6 months with the condition that the works to establish additional car parking and display spaces be completed within that period. On a vote being taken by a show of hands, 7 members voted for the amendment and 11 for the motion which was declared carried.

The Committee decided:

that the application by Townpark Motor Company Limited, Unit 1, Hamilton Road Industrial Estate, Strathaven for a second-hand dealer's licence for the sale of second-hand vehicles for premises at Unit 1, Hamilton Road Industrial Estate, Strathaven be granted for a period of 1 year subject to:-

- ◆ the conditions specified by the Executive Director (Corporate Resources)
- ◆ the condition that the works to establish additional car parking and display spaces be completed within 1 year