

LICENSING COMMITTEE

Minutes of special meeting held in the Council Chamber, Council Offices, Almada Street, Hamilton on 1 October 2007

Chair:

Councillor Mary McNeill

Councillors Present:

Andy Carmichael, Pam Clearie, Beith Forrest, Anne Higgins, John Higgins, Eileen Logan, Edward McAvoy, Brian McCaig, Clare McColl, Jean McKeown, Davie McLachlan, Alice Marie Mitchell, Patrick Ross-Taylor, Graham Scott, Hamish Stewart, David Watson

Councillors' Apologies:

Eileen Baxendale, Jim Docherty, Archie Manson, Lesley McDonald, John McNamee, David Shearer, Bert Thomson (Depute)

Attending:

Corporate Resources

J Donnelly, Solicitor; C Lyon, Administration Officer; L Robertson, Team Leader/Assistant Registrar

1 Declaration of Interests

No interests were declared.

2 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.

3 Civic Government (Scotland) Act 1982 - Licensing of Private Hire Car Drivers - S Gardiner, 45 McArthur Wynd, Cambuslang

A report dated 5 September 2007 by the Executive Director (Corporate Resources) was submitted:-

- ♦ advising on action taken, in terms of Standing Order No 36(c) due to the timescales involved, by the Executive Director (Corporate Resources), in consultation with the Chair and an ex officio member, to suspend private hire car driver's licence No 477 held by S Gardiner, 45 McArthur Wynd, Cambuslang pending consideration of the issue by the Committee
- ♦ proposing that consideration be given to whether private hire car driver's licence No 477 should remain suspended

In terms of the Civic Government (Scotland) Act 1982, the opportunity of a hearing had been offered to the licence holder, S Gardiner, who was present and represented by J Grant, Solicitor who presented information in support of the licence holder retaining his licence. An objection by Strathclyde Police was heard.

The Committee decided:

- (1) that the action taken, in terms of Standing Order No 36(c), by the Executive Director (Corporate Resources), in consultation with the Chair and an ex officio member, to suspend private hire car driver's licence No 477 held by S Gardiner, 45 McArthur Wynd, Cambuslang, be noted; and
- (2) that private hire car driver's licence No 477 for the Rutherglen and Cambuslang zone held by S Gardiner, 45 McArthur Wynd, Cambuslang should remain suspended for the remainder of the period of the licence.

[Reference: Minutes of 26 September 2007 (Paragraph 3)]

4 Urgent Business

There were no items of urgent business.