



Council Offices, Almada Street
Hamilton, ML3 0AA

Monday, 04 November 2019

Dear Councillor

Licensing Committee

The Members listed below are requested to attend a meeting of the above Committee to be held as follows:-

Date: Tuesday, 12 November 2019

Time: 10:00

Venue: Committee Room 1, Council Offices, Almada Street, Hamilton, ML3 0AA

The business to be considered at the meeting is listed overleaf.

Members are reminded to bring their fully charged tablets to the meeting

Yours sincerely

Lindsay Freeland
Chief Executive

Members

David Shearer (Chair), Julia Marrs (Depute Chair), John Ross (ex officio), Stephanie Callaghan, Andy Carmichael, Poppy Corbett, Mary Donnelly, Grant Ferguson, Geri Gray, George Greenshields, Lynsey Hamilton, Mark Horsham, Martin Grant Hose, Martin Lennon, Richard Lockhart, Eileen Logan, Katy Loudon, Catherine McClymont, Kenny McCreary, Mark McGeever, Jim McGuigan, Davie McLachlan, Gladys Miller, Richard Nelson, Bert Thomson, Jim Wardhaugh

Substitutes

Alex Allison, Robert Brown, Jackie Burns, Janine Calikes, Margaret Cowie, Maureen Devlin, Ann Le Blond, Ian McAllan, Lynne Nailon, Carol Nugent, Mo Razzaq, Graham Scott, Collette Stevenson, Jared Wark

BUSINESS

1 Declaration of Interests

2 Minutes of Previous Meeting

5 - 6

Minutes of the meeting of the Licensing Committee held on 29 October 2019 submitted for approval as a correct record. (Copy attached)

Urgent Business

3 Urgent Business

Any other items of business which the Chair decides are urgent.

Exclusion of Press and Public

4 Exclusion of Press and Public

It is recommended that the Committee makes the following resolution:-

"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 is likely that there will be disclosure of exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act."

Item(s) for Decision

5 Civic Government (Scotland) Act 1982 (As Amended) - Consideration of Suspension or Revocation of Private Hire Car Driver's Licence No 812

- Exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act

6 Civic Government (Scotland) Act 1982 (As Amended) - Application for Renewal of Private Hire Car Driver's Licence No 812

- Exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act

7 Civic Government (Scotland) Act 1982 (As Amended) - Application for Grant of a Taxi Driver's Licence

- Exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act

8 Civic Government (Scotland) Act 1982 (As Amended) - Consideration of Suspension or Revocation of Private Hire Car Driver's Licence No 170

- Exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act

For further information, please contact:-

Clerk Name: Carol Lyon

Clerk Telephone: 01698 455652

Clerk Email: carol.lyon@southlanarkshire.gov.uk

LICENSING COMMITTEE

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Minutes of meeting held in Committee Room 1, Council Offices, Almada Street, Hamilton on 29 October 2019

Chair:

Councillor David Shearer

Councillors Present:

Councillor Stephanie Callaghan, Councillor Andy Carmichael, Councillor Margaret Cowie (*substitute for Councillor Bert Thomson*), Councillor Mary Donnelly, Councillor Grant Ferguson, Councillor Geri Gray, Councillor George Greenshields, Councillor Lynsey Hamilton, Councillor Mark Horsham, Councillor Martin Lennon, Councillor Eileen Logan, Councillor Katy Loudon, Councillor Catherine McClymont, Councillor Mark McGeever, Councillor Jim McGuigan, Councillor Davie McLachlan, Councillor Gladys Miller, Councillor Carol Nugent (*substitute for Councillor Julia Marrs*), Councillor Jim Wardhaugh

Councillors' Apologies:

Councillor Poppy Corbett, Councillor Martin Grant Hose, Councillor Richard Lockhart, Councillor Julia Marrs (Depute), Councillor Kenny McCreary, Councillor Richard Nelson, Councillor John Ross, Councillor Bert Thomson

Attending:

Finance and Corporate Resources

C Lyon, Administration Officer; C McKee, Licensing and Registration Co-ordinator; N Weir, Solicitor; L Wyllie, Administration Assistant

Chair's Opening Remarks

The Chair welcomed Councillor Ferguson to his first meeting of the Committee.

Order of Business

The Committee decided: that the items of business be dealt with in the order minuted below.

1 Declaration of Interests

No interests were declared.

2 Minutes of Previous Meeting

The minutes of the meeting of the Licensing Committee held on 24 September 2019 were submitted for approval as a correct record.

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

3 Urgent Business

There were no items of urgent business.

4 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 items of business on the grounds that it was likely that there would be disclosure of exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act.

5 Civic Government (Scotland) Act 1982 (As Amended) – Application for Grant of a Taxi Driver's Licence

A report dated 10 October 2019 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the grant of a taxi driver's licence in terms of the Civic Government (Scotland) Act 1982 (as amended).

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the applicant who was present and heard in support of his application. N Arshad was also heard. A representation had been received from Police Scotland and Inspector McGovern was heard.

Councillor Miller, seconded by Councillor Gray, moved that the application be granted for a period of 1 year. Councillor Carmichael, seconded by Councillor McGuigan, moved as an amendment that the application be refused. On a vote being taken by a show of hands, 4 members voted for the amendment and 16 for the motion which was declared carried.

The Committee decided: that the application by W Bashir, 199 Bonnyton Drive, Eaglesham, Glasgow for a taxi driver's licence in the Cambuslang and Rutherglen zone be granted for a period of 1 year.

6 Civic Government (Scotland) Act 1982 (As Amended) – Application for Grant of a Private Hire Car Driver's Licence

A report dated 10 October 2019 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the grant of a private hire car driver's licence in terms of the Civic Government (Scotland) Act 1982 (as amended).

At its meeting on 3 September 2019, the Committee agreed that this application be continued to a future meeting to allow the applicant the opportunity to be present.

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the applicant who was not present or represented. A representation had been received from Police Scotland.

The Committee decided: that the application by R Hickinson, 22 Mansefield Crescent, Strathaven for a private hire car driver's licence in the East Kilbride zone be refused.

[Reference: Minutes of 3 September 2019 (Paragraph 7)]