

LICENSING COMMITTEE

Minutes of special meeting held via Confero and in Committee Room 1, Council Offices, Almada Street, Hamilton on 16 April 2024

Chair:

Councillor Andy Carmichael

Councillors Present:

Councillor Poppy Corbett, Councillor Margaret Cowie, Councillor Julia Marrs, Councillor David Shearer, Councillor Bert Thomson (Depute), Councillor Helen Toner

Councillors' Apologies:

Councillor Joe Fagan (ex officio), Councillor Monique McAdams, Councillor Mark McGeever

Attending:

Finance and Corporate Resources

P MacRae, Administration Adviser; C McKee, Licensing and Registration Co-ordinator; D McLardy, Legal Services' Adviser; L Wyllie, Administration Assistant

1 Declaration of Interests

No interests were declared.

2 Urgent Business

There were no items of urgent business.

3 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.

4 Civic Government (Scotland) Act 1982 (As Amended) - Consideration of Suspension or Revocation of Taxi Driver, Taxi Operator and Private Hire Car Operator Licences

A report dated 15 March 2024 by the Executive Director (Finance and Corporate Resources) was submitted:-

- ♦ advising on action taken, in terms of Standing Order No 37(c), in view of the timescales involved and a serious threat to public order or safety, by the Executive Director (Finance and Corporate Resources), in consultation with the Chair and an ex officio member, to order the immediate suspension of taxi driver's licence No 172, taxi operator's licence No 166 and private hire car operator's licence Nos 595, 651, 655 and 705 in the Hamilton zone, with effect from 13 March 2024
- ♦ proposing that consideration be given to whether taxi driver's licence No 172, taxi operator's licence No 166 and private hire car operator's licence Nos 595, 651, 655 and 705 be suspended or revoked

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the licence holder who was present and represented by J Nisbett, Solicitor Advocate. A complaint had been received from Police Scotland and Sergeant Brown was heard. Sergeant Hinshelwood was also present.

Letters of support had also been received.

The Committee decided:

- (1) that the action taken, in terms of Standing Order No 37(c), by the Executive Director (Finance and Corporate Resources), in consultation with the Chair and an ex officio member, to suspend taxi driver's licence No 172, taxi operator's licence No 166 and private hire car operator's licence Nos 595, 651, 655 and 705, with effect from 13 March 2024, for a maximum period of 6 weeks, be noted; and
- (2) that taxi driver's licence No 172, taxi operator's licence No 166 and private hire car operator's licence Nos 595, 651, 655 and 705 for the Hamilton zone be suspended with immediate effect for the remainder of the period of licence.