

LICENSING COMMITTEE

Minutes of meeting held via Microsoft Teams and in Committee Room 1, Council Offices, Almada Street, Hamilton on 8 November 2022

Chair:

Councillor Andy Carmichael

Councillors Present:

Councillor Poppy Corbett, Councillor Margaret Cowie (*substitute for Councillor Monique McAdams*), Councillor Geri Gray, 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

M Gordon, Administration Assistant; C Lyon, Administration Officer; G Mays, Legal Services' Adviser; C McKee, Licensing and Registration Co-ordinator; J Roebuck, Licensing and Registration Team Leader; L Wyllie, Administration Assistant

1 Declaration of Interests

No interests were declared.

2 Minutes of Previous Meeting

The minutes of the meeting of the Licensing Committee held on 4 October 2022 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 Paragraphs 6 and 14 of Part I of Schedule 7A of the Act.

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

A report dated 19 October 2022 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).

A representation had been received from Police Scotland.

The Committee decided: that the application by M McLeod, 91 Chalmers Crescent, East Kilbride for the grant of a taxi driver's licence in the East Kilbride zone be granted.

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

A report dated 19 October 2022 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the grant of a private hire car operator's licence in terms of the Civic Government (Scotland) Act 1982 (as amended).

A representation had been received from Police Scotland.

The Committee decided: that the application by M McLeod, 91 Chalmers Crescent, East Kilbride for the grant of a private hire car operator's licence in the East Kilbride zone be granted.

7 Civic Government (Scotland) Act 1982 (As Amended) - Application for Renewal of Private Hire Car Driver's Licence No 056

A report dated 19 October 2022 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the renewal of private hire car driver's licence No 056 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. A representation had been received from Police Scotland and Inspector Doyle was heard.

The Committee decided: that the application for the renewal of private hire car driver's licence No 056 in the East Kilbride zone be granted.

In terms of Standing Order No 14, the Chair adjourned the meeting at 10.43am and reconvened at 10.50am

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

A report dated 19 October 2022 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).

In terms of the Civic Government (Scotland) Act 1982 (as amended), the opportunity of a hearing had been offered to the applicant. An objection had been received from Police Scotland which indicated that the applicant had spent convictions.

The Legal Services' Adviser advised that there was a requirement for members to decide whether it was necessary to obtain details of those spent convictions.

Following discussion, members decided that it was necessary, in the interests of justice, for information regarding the spent convictions to be heard. It was, therefore, proposed that consideration of the application be continued to allow further information on the applicant's spent convictions to be obtained.

The Committee decided: that consideration of the application be continued to a future meeting of this Committee in order that detailed information be requested on the spent convictions of the applicant to allow full consideration of the application for the grant of a private hire car driver's licence in the Cambuslang and Rutherglen zone.

9 Civic Government (Scotland) Act 1982 (As Amended) - Application for Late Hours Catering Licence

A report dated 19 October 2022 by the Executive Director (Finance and Corporate Resources) was submitted on an application for a late hours catering 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 her application. An objection had been received from Police Scotland and Inspector Doyle was heard.

The applicant advised Committee that she would be willing to amend the hours applied for to replicate that of the neighbouring premise that held a late hours catering licence.

The Committee decided: that the following application for a late hours catering licence be granted subject to the conditions specified by the Executive Director (Finance and Corporate Resources):-

Applicant:	M Reilly
Type of Licence:	Late hours catering
Premises:	11-13 Keith Street, Hamilton
Days/Hours Requested:	Monday to Sunday from 11.00pm to 4.00am
Days/Hours Granted:	Sunday to Thursday from 11.00pm to 3.00am Friday and Saturday from 11.00pm to 4.00am