

# LICENSING COMMITTEE

Minutes of meeting held via Confero and in Committee Room 1, Council Offices, Almada Street, Hamilton on 30 May 2023

## Chair:

Councillor Andy Carmichael

## Councillors Present:

Councillor Poppy Corbett, Councillor Margaret Cowie (*substitute for Councillor Monique McAdams*), Councillor Julia Marrs, Councillor Mark McGeever, Councillor Davie McLachlan (*substitute for Councillor Bert Thomson*), Councillor David Shearer, Councillor Helen Toner

## Councillors' Apologies:

Councillor Joe Fagan (ex officio), Councillor Geri Gray, Councillor Monique McAdams, Councillor Bert Thomson (Depute)

## 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; L Wyllie, Administration Assistant

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## 1 Declaration of Interests

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No interests were declared.

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## 2 Minutes of Previous Meeting

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The minutes of the meeting of the Licensing Committee held on 16 May 2023 were submitted for approval as a correct record.

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

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## 3 Urgent Business

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There were no items of urgent business.

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## 4 Exclusion of Press and Public

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**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.

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

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A report dated 11 May 2023 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 not present or represented. A representation had been received from Police Scotland.

The Legal Services' Adviser intimated that members could either continue the hearing to a future meeting of this Committee to allow the applicant the opportunity to be present, or proceed today without the applicant being present.

Following discussion, it was agreed that the application be considered without the applicant being present.

**The Committee decided:** that the application by J McGinnies, 51 Park Road, Carnwath for the grant of a taxi driver's licence in the Clydesdale zone be refused.

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

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A report dated 11 May 2023 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 who was present and heard in support of his application. A late representation had been received from Police Scotland. The reason for the lateness of the representation was accepted and Sergeant Brown was heard on behalf of Police Scotland.

**The Committee decided:** that the application by J O'Hara, 5/2 Whitson Way, Edinburgh for the grant of a private hire car driver's licence in the Hamilton zone be granted for a period of one year.

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

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A report dated 11 May 2023 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 who was not present or represented. An objection had been received from Police Scotland.

The Legal Services' Adviser intimated that the applicant was unable to attend Committee today and had requested that the application be continued to a future meeting to allow him to be present.

Following discussion, the Committee agreed that the application should be continued to a future meeting of this Committee to allow the applicant the opportunity to be present.

**The Committee decided:**

that the application by S Black, 62 St Mark Street, Glasgow for the grant of a private hire car driver's licence in the Cambuslang and Rutherglen zone be continued to a future meeting of this Committee to allow the applicant the opportunity to be present.