

LICENSING COMMITTEE

Minutes of meeting held via Confero and in Committee Room 1, Council Offices, Almada Street, Hamilton on 16 May 2023

Chair:

Councillor Andy Carmichael

Councillors Present:

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

Councillors' Apologies:

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

Attending:

Finance and Corporate Resources

M Gordon, Administration Assistant; C Lyon, Administration Officer; G Mays, Legal Services' Adviser; L Steele, Licensing and Registration Assistant; 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 25 April 2023 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 Private Hire Car Driver's Licence

A report dated 27 April 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 represented by N McShane, Solicitor. A representation had been received from Police Scotland and Sergeant Brown was heard.

The Committee decided: that the application by S Bhutta, 38 Rosevale Street, Glasgow for the grant of a private hire car 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 Private Hire Car Driver's Licence

A report dated 27 April 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. An objection had been received from Police Scotland and Sergeant Brown was heard.

The Committee decided: that the application by G McNabb, 55 Tarbolton Crescent, Chapelhall for the grant of a private hire car driver's licence in the Hamilton zone be refused.

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

A report dated 27 April 2023 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).

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. An objection had been received from Police Scotland and Sergeant Brown was heard.

The Committee decided: that the application by G McNabb, 55 Tarbolton Crescent, Chapelhall for the grant of a private hire car operator's licence in the Hamilton zone be refused.

8 Civic Government (Scotland) Act 1982 (As Amended) - Application to Vary the Terms of Market Operator Licence No 006

A report dated 27 April 2023 by the Executive Director (Finance and Corporate Resources) was submitted on an application to vary the terms of market operator licence No 006 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.

The Legal Services' Adviser intimated that the applicant had advised that he was unable to attend today's hearing and had requested that the application be dealt with in his absence.

Following discussion, members agreed that the application be dealt with without the applicant present.

The Committee decided: that the following application to vary the terms of market operator licence No 006 be granted subject to the conditions specified by the Executive Director (Finance and Corporate Resources):-

Applicant:	Hamilton BID Limited and M Thomas-Harley
Type of Licence:	Market operator
Current Premises:	Pedestrian Section of Quarry Street, Hamilton
Premises Requested:	Pedestrian Section of Quarry Street and Regent Shopping Centre, Hamilton
Premises Granted:	Pedestrian Section of Quarry Street and Regent Shopping Centre, Hamilton
Current Days/Hours:	Saturdays only. Operating from 10.00am to 4.00pm except for the Christmas light switch on from 10.00am to 6.30pm. Trade seasonally from November, December, March, April, July and August. The market would not operate more than 28 days in each given year
Days/Hours Requested:	Saturdays only. February to December operating from 10.00am to 4.00pm except for the Christmas light switch on from 10.00am to 6.30pm. The market would not operate more than 28 days in each given year
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