

LICENSING COMMITTEE

Minutes of meeting held in the Council Chamber, Council Offices, Almada Street, Hamilton on 19 April 2007

Chair:

Councillor Davy Keirs

Councillors Present:

Jackie Burns, Sam Casserly, Pam Clearie, Russell Clearie, Alan Dick, Jim Docherty, Beith Forrest, Liz Handibode (Depute), Graeme Horne, Eileen Logan, Anne Maggs, Billy McCaig, Brian McCaig, Michael McGlynn, John McGuinness, David McLachlan, Alice Marie Mitchell, Pat Morgan, Gretel Ross, David Shearer, Mary Smith, Murray Tremble, David Watson

Councillors' Apologies:

Jim Daisley, Maureen Devlin, Joe Lowe, Archie Manson, Edward McAvoy, Henry Mitchell, John Ormiston, Betty Rush

Attending:

Corporate Resources

S Abbott, Administration Assistant; C Lyon, Administration Officer, C McKee, District Court, Licensing and Registration Co-ordinator; T Stone, District Court, Licensing and Registration Manager

Order of Business

It was agreed that item 5 be dealt with prior to item 4 on the agenda to allow the applicant the opportunity to be heard in the event that they were present or represented.

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 item(s) of business on the grounds that it was likely that there would be disclosure of exempt information in terms of Paragraph(s) 6 of Part I of Schedule 7A of the Act.

Item 5 was dealt with at this point in the meeting

4 Civic Government (Scotland) Act 1982 - Licensing of Taxi Drivers - Consideration of Suspension of Licence

A report dated 12 April 2007 by the Executive Director (Corporate Resources) was submitted:-

- ♦ advising on action taken, in terms of Standing Order No 36(c) due to the timescales involved, by the Executive Director (Corporate Resources), in consultation with the Chair and an ex officio member, to suspend taxi driver's licence No 21 held by J Geddes, 34 Bankhead Terrace, Lanark
- ♦ proposing that consideration be given to whether taxi driver's licence No 21 should be suspended

In terms of the Civic Government (Scotland) Act 1982, the opportunity of a hearing had been offered to the licence holder, J Geddes, who was not present or represented. An objection by Strathclyde Police was heard.

The Committee decided:

- (1) that taxi driver's licence No 21 for the Clydesdale zone held by J Geddes, 34 Bankhead Terrace, Lanark be suspended with immediate effect for the remainder of the period of licence; and
- (2) that the action taken, in terms of Standing Order No 36(c), by the Executive Director (Corporate Resources), in consultation with the Chair and an ex officio member to suspend taxi driver's licence No 21 held by J Geddes, 34 Bankhead Terrace, Lanark, be noted.

5 Civic Government (Scotland) Act 1982 - Licensing of Taxi Drivers - Consideration of Suspension of Licence

A report dated 12 April 2007 by the Executive Director (Corporate Resources) was submitted:-

- ♦ advising on action taken, in terms of Standing Order No 36(c) due to the timescales involved, by the Executive Director (Corporate Resources), in consultation with the Chair and an ex officio member, to suspend taxi driver's licence No 200 held by D Ramage, 22 Morgan Street, Larkhall
- ♦ proposing that consideration be given to whether taxi driver's licence No 200 should be suspended

In terms of the Civic Government (Scotland) Act 1982, the opportunity of a hearing had been offered to the licence holder, D Ramage, who was not present or represented. An objection by Strathclyde Police was heard.

A written request received from D Ramage's solicitor that consideration of the suspension of the licence be postponed to allow further contact with their client was rejected by the Committee on the basis that this would contravene statutory timescales for considering the suspension.

The Committee decided:

- (1) that taxi driver's licence No 200 for the Hamilton zone held by D Ramage, 22 Morgan Street, Larkhall be suspended with immediate effect for the remainder of the period of licence; and
- (2) that the action taken, in terms of Standing Order No 36(c), by the Executive Director (Corporate Resources), in consultation with the Chair and an ex officio member, to

suspend taxi driver's licence No 200 held by D Ramage, 22 Morgan Street, Larkhall, be noted.