

LICENSING COMMITTEE

Minutes of meeting held via MS Teams and in the Council Chamber, Council Offices, Almada Street, Hamilton on 18 June 2024

Chair:

Councillor Andy Carmichael

Councillors Present:

Councillor Poppy Corbett, Councillor Margaret Cowie, Councillor Julia Marrs, Councillor Mark McGeever, Councillor David Shearer, Councillor Helen Toner

Councillors' Apologies:

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

Attending:

Finance and Corporate Resources

G Hunter, Licensing and Registration Assistant; C Lyon, Administration Officer; D McLardy, Legal Services' Adviser; 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 June 2024 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 Short Term Let Licence

A report dated 30 May 2024 by the Executive Director (Finance and Corporate Resources) was submitted on an application for a short term let 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. Objections had been received from local residents and S Muckalt and M Sweeney were present and heard.

Following discussion, Councillor Marrs, seconded by Councillor McGeever, moved that the application be granted for a period of 1 year with additional conditions. By way of amendment, Councillor Corbett, seconded by Councillor Shearer, moved that the application be refused.

On a vote being taken by roll call, members voted as follows:-

Motion

Andy Carmichael, Margaret Cowie, Julia Marrs, Mark McGeever, Helen Toner

Amendment

Poppy Corbett, David Shearer

2 members voted for the amendment and 5 for the motion which was declared carried.

The Committee decided: that the application for a short term let licence be granted for a period of 1 year subject to the conditions specified by the Executive Director (Finance and Corporate Resources) and the following additional conditions:-

Applicant:	AIRUS Ltd and A Anwar
Type of Licence:	Short term let
Premises:	175 Hamilton Road, Rutherglen
Category:	Secondary letting
Occupancy:	7 to 10 Persons
Additional Conditions:	<ul style="list-style-type: none">◆ Maximum number of occupants not to exceed that shown on the application form, ie 10◆ Commercial uplift of refuse to be arranged within 1 month, rather than relying on uplifts provided by the local authority◆ Contact details for the property management company and the parking manual for the property to be given to neighbours within 5 working days from today

6 Civic Government (Scotland) Act 1982 (As Amended) - Consideration of Suspension or Revocation of Private Hire Car Driver's Licence No 334

A report dated 30 May 2024 by the Executive Director (Finance and Corporate Resources) was submitted proposing that consideration be given to whether private hire car driver's licence No 334 should 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 accompanied by A Belay. An update had been received from Police Scotland and Constable Doria was heard.

The Committee decided: that private hire car driver's licence No 334 in the Cambuslang and Rutherglen zone be suspended for a period of 2 weeks with immediate effect.

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

A report dated 30 May 2024 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 accompanied by A Belay. A representation and further update had been received from Police Scotland and Constable Doria was heard.

The Committee decided: that the application by F Teklu, Flat 5/2, 11 Ruby Street, Glasgow for the grant of a private hire car operator's licence in the Cambuslang and Rutherglen zone be granted.

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

A report dated 5 June 2024 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).

At its meeting on 4 June 2024, this Committee agreed to continue this application to allow the applicant the opportunity to be present.

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 and further update had been received from Police Scotland.

The Committee decided: that the application by D Newlands, 69 Mill Road, Hamilton for the grant of a taxi driver's licence in the Hamilton zone be refused.

[Reference: Minutes of 4 June 2024 (Paragraph 5)]