



Council Offices, Almada Street
Hamilton, ML3 0AA

Friday, 23 September 2022

Dear Councillor

Licensing Committee

The Members listed below are requested to attend a meeting of the above Committee to be held as follows:-

Date: Tuesday, 04 October 2022

Time: 10:00

Venue: Hybrid - Council Chamber, Council Offices, Almada Street, Hamilton, ML3 0AA

The business to be considered at the meeting is listed overleaf.

Yours sincerely

Cleland Sneddon
Chief Executive

Members

Andy Carmichael (Chair), Bert Thomson (Depute Chair), Joe Fagan (ex officio), Poppy Corbett, Geri Gray, Julia Marrs, Monique McAdams, Mark McGeever, David Shearer, Helen Toner

Substitutes

Robert Brown, Janine Calikes, Margaret Cowie, Katy Loudon, Kenny McCreary, Davie McLachlan,

BUSINESS

1 Declaration of Interests

2 Minutes of Previous Meeting

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Minutes of the meeting of the Licensing Committee held on 20 September 2022 submitted for approval as a correct record. (Copy attached)

Urgent Business

3 Urgent Business

Any other items of business which the Chair decides are urgent.

Exclusion of Press and Public

4 Exclusion of Press and Public

It is recommended that the Committee makes the following resolution:-

"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 is likely that there will be disclosure of exempt information in terms of Paragraphs 6 and 14 of Part I of Schedule 7A of the Act."

Item(s) for Decision

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

- Exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act

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

- Exempt information in terms of Paragraph 14 of Part I of Schedule 7A of the Act

7 Civic Government (Scotland) Act 1982 (As Amended) - Application to Vary the Terms of Public Entertainment Licence No 020

- Exempt information in terms of Paragraph 6 of Part I of Schedule 7A of the Act

For further information, please contact:-

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Clerk Email:	carol.lyon@southlanarkshire.gov.uk

LICENSING COMMITTEE

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Minutes of meeting held in the Council Chamber, Council Offices, Almada Street, Hamilton on 20 September 2022

Chair:

Councillor Andy Carmichael

Councillors Present:

Councillor Bert Thomson (Depute), Councillor Helen Toner

Councillors' Apologies:

Councillor Poppy Corbett, Councillor Margaret Cowie (*substitute for Councillor Monique McAdams*), Councillor Joe Fagan (ex officio), Councillor Geri Gray, Councillor Julia Marrs, Councillor Mark McGeever, Councillor Monique McAdams, Councillor David Shearer

Due to technical difficulties, remote participants had been unable to join the meeting. It was agreed that, as the meeting was quorate, it should proceed with those present in the Council Chamber

Attending:

Finance and Corporate Resources

C Lyon, Administration Officer; G Mays, Legal Services' Adviser; C McKee, Licensing and Registration Co-ordinator; 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 30 August 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 Paragraph 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 1 September 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).

On 9 August 2022, this Committee agreed that this application be continued to a future meeting of this Committee 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 present and heard in support of his application. Representations had been received from Police Scotland and Sergeant Brown was heard.

The Committee decided: that the application by O Jamil, 2 Falloch Drive, 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.

[Reference: Minutes of 9 August 2022 (Paragraph 6)]

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

A report dated 1 September 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 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 A Hamad, Flat 8C, 187 Wester Common Road, Glasgow for the grant of private hire driver's licence in the Cambuslang and Rutherglen zone be refused.

7 Civic Government (Scotland) Act 1982 (As Amended) - Consideration of Suspension or Revocation of Private Hire Car Driver's Licence No 475

A report dated 2 September 2022 by the Executive Director (Finance and Corporate Resources) was submitted proposing that consideration be given to whether private hire car driver's licence No 475 should be suspended or revoked.

On 30 August 2022, this Committee agreed that this application be continued to a future meeting of this Committee 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 licence holder who was present and accompanied by Mr Gebreindrias. A letter of complaint had been received from Police Scotland and Sergeant Brown was heard.

Views had also been received from the licence holder's solicitor.

The Committee decided: that private hire car driver's licence No 475 for the Cambuslang and Rutherglen zone be suspended with immediate effect for the remainder of the period of licence.

[Reference: Minutes of 30 August 2022 (Paragraph 6)]

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

A report dated 2 September 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).

On 30 August 2022, this Committee agreed for this application to be continued to a future meeting of this Committee 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 present and accompanied by Mr Gebreindrias. An objection had been received from Police Scotland and Sergeant Brown was heard.

Views had also been received from the licence holder's solicitor.

The Committee decided: that the application by A T Mehari, Flat 0/1, 197 Killearn Street, Glasgow for the grant of a private hire car operator's licence in the Cambuslang and Rutherglen zone be refused.

[Reference: Minutes of 30 August 2022 (Paragraph 7)]

