

# LICENSING COMMITTEE

Minutes of meeting held via Microsoft Teams on 7 December 2021

## **Chair:**

Councillor David Shearer

## **Councillors Present:**

Councillor Andy Carmichael, Councillor Mary Donnelly, Councillor Grant Ferguson, Councillor Alistair Fulton, Councillor Geri Gray, Councillor Lynsey Hamilton, Councillor Mark Horsham, Councillor Martin Grant Hose, Councillor Martin Lennon, Councillor Richard Lockhart, Councillor Eileen Logan, Councillor Catherine McClymont, Councillor Kenny McCreary, Councillor Colin McGavigan, Councillor Jim McGuigan, Councillor Davie McLachlan, Councillor Gladys Miller, Councillor Bert Thomson, Councillor Jim Wardhaugh

## **Councillors' Apologies:**

Councillor John Bradley, Councillor Poppy Corbett, Councillor George Greenshields, Councillor Julia Marrs (Depute), Councillor Mark McGeever, Councillor John Ross (ex officio)

## **Attending:**

### **Finance and Corporate Resources**

M Cooper, Standards and Development Officer; C Lyon, Administration Officer; G Mays, Legal Services' Adviser; L Wyllie, Administration Assistant

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## **Chair's Opening Remarks**

The Chair intimated that Sergeant Rankin, Police Scotland would be retiring at the end of the year and, along with Committee members, extended his best wishes and thanked him for the service he had provided to this Committee.

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## **Order of Business**

**The Committee decided:** that the items of business be dealt with in the order minuted below.

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### **1 Declaration of Interests**

No interests were declared.

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### **2 Minutes of Previous Meeting**

The minutes of the meeting of the Licensing Committee held on 23 November 2021 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**

There were no items of urgent business.

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#### **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.

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

A report dated 18 November 2021 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 today's hearing. He advised the Committee that it could either deal with the application today or continue the application to a future meeting.

Following discussion, it was agreed to continue with the hearing in the applicant's absence.

**The Committee decided:** that the application by A Symington, 58 Garrowhill Drive, Glasgow for the grant of a private hire car driver's licence in the Cambuslang and Rutherglen zone be refused.

*In terms of Standing Order No 13, the Chair adjourned the meeting at 10.40am and reconvened at 10.51am. Councillor Donnelly was not present when the meeting reconvened*

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#### **6 Civic Government (Scotland) Act 1982 (As Amended) - Application for Renewal of Taxi Driver's Licence No 057**

A report dated 18 November 2021 by the Executive Director (Finance and Corporate Resources) was submitted on an application for the renewal of taxi driver's licence No 057 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 representation had been received from Police Scotland and Sergeant Gill was heard.

At its meeting on 24 August 2021, the Committee agreed to continue this item of business to a future meeting to allow the applicant the opportunity to be present.

Following discussion, Councillor Gray, seconded by Councillor McGuigan moved that the application be granted for a period of one year. By way of amendment, Councillor Wardhaugh, seconded by Councillor McGavigan, moved that the application be granted.

Following further discussion, Councillor McGuigan advised that he was content to agree the full grant and wished to withdraw his support for the motion. Councillor Gray advised that she was also in agreement with this and withdrew her motion.

**The Committee decided:** that the application for the renewal of taxi driver's licence No 057 in the East Kilbride zone be granted.

*[Reference: Minutes of 24 August 2021 (Paragraph 6)]*