

MINUTE
of
LICENSING COMMITTEE

Minute of Meeting held at 2.00pm in the Council Chamber, Council Headquarters, Eastwood Park, Giffnock, on 16 April 2019.

Present:

Councillor Angela Convery (Chair) Councillor Stewart Miller
Councillor Alan Lafferty

Councillor Convery in the Chair

Attending:

Jacqui McCusker, Senior Solicitor; and Jennifer Graham, Committee Services Officer.

Also Attending:

Sergeant Scott Brown, Police Scotland.

Apologies:

Councillors Betty Cunningham (Vice Chair) and Charlie Gilbert.

DECLARATIONS OF INTEREST

855. There were no declarations of interest intimated.

Resolution to Exclude Press and Public

At this point in the meeting, on the motion of the Chair, the committee unanimously resolved that in accordance with the provisions of Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the press and public be excluded from the meeting for the undernoted items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 6 and 14 of Part 1 of Schedule 7A to the Act.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR GRANT

856. The committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the grant of a Private Hire Car Driver's Licence (Agenda Item 3 refers).

The applicant was present together with his representative Mr Hamid.

Sergeant Brown representing the Chief Constable who had made a representation in respect of the application was also present.

The report explained that in determining the application it would be for the committee to decide what weight it wished to attach to the representation by the Chief Constable and its relevance to the type of licence being applied for.

Sergeant Brown was heard in respect of the representation submitted by the Chief Constable and in response to questions from Members.

The applicant and his representative were then heard in respect of the application and in response to questions from Members.

The committee, having taken account of the applicant's previous conviction, its seriousness and relevance to the licence being applied for, and also having taken account of the representation by the Chief Constable, agreed that the application be granted for a period of one year subject to standard conditions.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR RENEWAL

857. The committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the renewal of a Private Hire Car Driver's Licence (Agenda Item 4 refers).

The applicant, having been invited to attend, was not present.

Following brief discussion the committee agreed to continue consideration of the application to the next meeting to allow the applicant to make a personal appearance, it also being agreed that should the applicant again fail to appear or be represented the committee would proceed to determine the application in his absence.

PRIVATE HIRE CAR DRIVER'S LICENCE – APPLICATION FOR RENEWAL

858. The committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the renewal of a Private Hire Car Driver's Licence (Agenda Item 5 refers).

The applicant, having been invited to attend, was not present. The Senior Solicitor advised that correspondence had been received from the applicant earlier that day seeking a continuation of the application due to a family illness.

Following brief discussion the committee agreed to continue consideration of the application to the next meeting to allow the applicant to make a personal appearance, it also being agreed that should the applicant again fail to appear or be represented the committee would proceed to determine the application in his absence.

PAYMENTS AND ADDITIONAL CHARGES – TAXI AND PRIVATE HIRE CAR LICENCE CONDITIONS AMENDMENT

859. Under reference to the Minute of the meeting of 19 March 2019 (Page 786, Item 838 refers), when it was agreed that the report be continued to allow further investigation of the complaint to be made, the committee considered a report by the Chief Officer - Legal and

Procurement seeking views on whether to take any further action in respect of a complaint made against a private hire driver and to consider the introduction of amendments to licence conditions to address unacceptable practices in relation to payment (Agenda Item 6 refers).

The Senior Solicitor was heard further regarding the report, providing additional information on the incident which had been received since the last meeting, and in response to questions from members.

Following discussion the committee agreed that:-

- (a) no further action be taken regarding the complaint against a private hire driver;
- (b) the licensing conditions be amended to include additional information about requests for payment of a soiling charge, as detailed within the report; and
- (c) the Principal Solicitor carry out the necessary administrative procedures in relation to the additional licensing condition.

CHAIR

