

# LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth, on Wednesday 15 August 2007 at 10.00am.

Present: Councillors J Coburn, P Mulheron, W Robertson, D Scott and H Stewart.

In Attendance: Chief Inspector H MacPherson and Sergeant R Forbes (Tayside Police) (up to and including P3 (TD849)); D Braidwood and C White (Corporate Services); Y Oliver (Chief Executive's Service).

Apologies for Absence: Councillors J Flynn and D Melloy.

Councillor P Mulheron, Convener, Presiding.

## 452. DECLARATIONS OF INTEREST

There were no declarations of interest made in terms of the Councillors' Code of Conduct.

## 453. MINUTES OF PREVIOUS MEETINGS

- (i) The Minute of Meeting of the Licensing Committee of 4 July 2007 (Arts. 422-443) was submitted, approved as a correct record and authorised for signature.
- (ii) The Minute of Special Meeting of the Licensing Committee of 7 August 2007 (Arts. 450-451) was submitted, approved as a correct record and authorised for signature.

## 454. CONSIDERATION OF APPLICATION FOR VARIATION OF CONDITION 7 OF STREET TRADER'S LICENCE – ST 130

There was submitted a report by the Head of Legal Services (07/494) together with (i) letter of representation from the Chief Constable, Tayside Police, dated 27 April 2007 and (ii) an email dated 3 April 2007 from the Environment Service regarding consideration of application for variation of Condition 7 of Street Trader's Licence ST130.

The Committee was advised that, whilst the applicant was unable to attend and had requested deferral of the application, he had applied for planning permission.

### **Resolved:**

Application for consideration of Variation of Condition 7 of Street Trader's Licence ST130 be deferred to the next meeting of the Licensing Committee, being held on Wednesday 26 September 2007, to allow the applicant the opportunity to appear in person.

## 455. CONSIDERATION OF APPLICATION FOR GRANT OF LATE HOURS CATERING LICENCE – LH8

There was submitted a report by the Head of Legal Services (07/495) together with (i) letter of objection from the Chief Constable, Tayside Police, dated 16 May 2007 and (ii) letter of objection from Ms J H E McEwen, dated 25 May 2006, regarding consideration of application for grant of Late Hours Catering Licence LH8.

The applicant failed to attend.

### **Resolved:**

Application for grant of Late Hours Catering Licence LH8 be deferred to the next meeting of the Licensing Committee, being held on Wednesday 26 September 2007, to allow the applicant the opportunity to appear in person.

**IT WAS AGREED THAT THE PUBLIC AND PRESS SHOULD BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEMS IN ORDER TO AVOID THE DISCLOSURE OF**

**INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL  
GOVERNMENT (SCOTLAND) ACT 1973**

**456. CONSIDERATION OF APPLICATION FOR GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD822**

There was submitted a report by the Head of Legal Services (07/496) together with letter of objection from the Chief Constable, Tayside Police, dated 11 June 2007, regarding consideration of application for grant of Taxi/Private Hire Car Driver's Licence TD822. The Committee was advised that the applicant's agent was unable to attend and had asked for deferral of the application to the next meeting of the Licensing Committee.

**Resolved:**

Application for grant of Taxi/Private Hire Car Driver's Licence TD822 be deferred to the next meeting of the Licensing Committee, being held on Wednesday 26 September 2007, to allow the applicant and/or his agent the opportunity to appear in person.

**457. CONSIDERATION OF APPLICATION FOR GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD845**

There was submitted a report by the Head of Legal Services (07/497) together with letter of objection from the Chief Constable, Tayside Police, dated 7 June 2007, regarding consideration of application for grant of Taxi/Private Hire Car Driver's Licence TD845.

The applicant was in attendance, addressed the Committee and answered Members' questions. A representative of the Chief Constable also answered Members' questions.

THE COMMITTEE ADJOURNED TO DISCUSS THE REPRESENTATIONS RECEIVED.

THE COMMITTEE RE-CONVENED.

**Resolved:**

Application for grant of Taxi/Private Hire Car Driver's Licence TD845 be refused, on the basis that the applicant is not a fit and proper person to hold a licence.

**458. CONSIDERATION OF APPLICATION FOR GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD849**

There was submitted a report by the Head of Legal Services (07/498) together with letter of representation from the Chief Constable, Tayside Police, dated 12 July 2007 regarding consideration of application for grant of Taxi/Private Hire Car Driver's Licence TD849.

The applicant was in attendance, accompanied by his representative, Mr J Milne. The applicant and his representative addressed the Committee and answered Members' questions. The representative of the Chief Constable also answered Members' questions.

**Resolved:**

Application for the grant of Taxi/Private Hire Car Driver's Licence TD849 be granted for one year with effect from 15 August 2007, with the additional licence condition that the applicant attends the Vernon Manfield Course.

**459. CONSIDERATION OF APPLICATION FOR GRANT OF PRIVATE HIRE OPERATOR'S LICENCE – PH332**

There was submitted a report by the Head of Legal Services (07/499) regarding consideration of application for grant of Private Hire Operator's Licence PH332.

The applicant failed to attend.

**Resolved:**

Application for grant of Private Hire Operator's Licence PH332 be refused on the basis that the applicant is not a fit and proper person to hold a licence.

**460. CONSIDERATION OF APPLICATION FOR GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD315**

There was submitted a report by the Head of Legal Services (07/500) regarding consideration of application for grant of Taxi/Private Hire Car Driver's Licence TD315.

The applicant failed to attend.

**Resolved:**

Application for grant of Taxi/Private Hire Car Driver's Licence TD315 be refused on the basis that the applicant is not a fit and proper person to hold a licence.