

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Wednesday 20 May 2009 at 10.00am.

Present: Councillors P Mulheron, D Scott, J Coburn, B Ellis, D Melloy and H Stewart.

In Attendance: Inspector E Knox, Tayside Police (up to and including Art. 255); J Eodanable, K Campbell and C Robb (all Corporate Services); Y Oliver (Chief Executive's Service).

Apology for Absence: Councillor J Flynn.

Councillor P Mulheron, Convener, Presiding.

249. DECLARATIONS OF INTEREST

There were no Declarations of Interest made in terms of the Councillors' Code of Conduct.

250. MINUTES OF PREVIOUS MEETINGS

(i) Minute of Meeting of the Licensing Committee of 8 April 2009

The Minute of the Licensing Committee of 8 April 2009 (Arts. 185-192) was submitted, approved as a correct record and authorised for signature.

(ii) Minute of Special Meeting of the Licensing Committee of 21 April 2009

The Minute of the Special Meeting of the Licensing Committee of 21 April 2009 (Arts. 198-199) was submitted, approved as a correct record and authorised for signature.

(iii) Minute of Special Meeting of the Licensing Committee of 29 April 2009

The Minute of the Special Meeting of the Licensing Committee of 29 April 2009 (Arts. 200-201) was submitted, approved as a correct record and authorised for signature.

251. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 – TAXI REVIEW

There was submitted a report by the Head of Legal Services (09/242) in relation to various issues with regard to taxis which had recently come to the attention of the Licensing Section.

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Resolved:

- (i) A consultation be undertaken to allow any interested parties to submit their views in relation to the current practice of limiting the number of Taxi Operator Licences in Perth and Kinross to 110, with 70 of those being for the Perth City area.
- (ii) On completion of the consultation, consideration be given to whether any changes required to be made in respect of the current practice.
- (iii) The Head of Legal Services be requested to authorise an unmet need survey, should this prove necessary.

252. GRANT OF TEMPORARY PUBLIC ENTERTAINMENT LICENCE – PE212

There was submitted a report by the Head of Legal Services (09/243) regarding an application for grant of Temporary Public Entertainment Licence PE212.

The Committee was advised that this application had been withdrawn at the request of the applicant.

253. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH211

There was submitted a report by the Head of Legal Services (09/244) regarding an application for variation of Private Hire Operator's Licence PH211.

The applicant was in attendance, addressed the Committee and answered Members' questions.

Resolved:

Variation of Private Hire Operator's Licence PH211 be granted for one year with effect from 20 May 2009.

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

254. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD958

There was submitted a report by the Head of Legal Services (09/245) together with copy letter from the Chief Constable, Tayside Police, dated 27 March 2009, regarding an application for grant of Taxi/Private Hire Car Driver's Licence TD958.

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

Motion (Councillors P Mulheron and D Scott)

Taxi/Private Hire Car Driver's Licence TD958 be granted for one year with effect from 20 May 2009, subject to the applicant either having attended

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the Vernon Manfield Course or have a place booked on the Vernon Manfield Course prior to renewal of Taxi/Private Car Driver's Licence TD958.

Amendment (Councillors D Melloy and H Stewart)

Taxi/Private Hire Car Driver's Licence TD958 be granted for one year with effect from 20 May 2009, subject to the applicant having attended the Vernon Manfield Course prior to renewal of Taxi/Private Hire Car Driver's Licence TD958.

Amendment – 3 votes

Motion – 3 Votes

In accordance with Standing Order 45, the Convener exercised a casting vote in accordance with the Motion.

Resolved:

In accordance with the Motion.

255. GRANT OF LATE HOURS CATERING LICENCE – LH87

There was submitted a report by the Head of Legal Services (09/246) together with copy letter from the Chief Constable, Tayside Police, dated 18 March 2009, regarding an application for grant of Late Hours Catering Licence LH87.

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

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Late Hours Catering Licence LH87 be granted for one year with effect from 20 May 2009.

E KNOX LEFT THE MEETING AT THIS POINT.

256. RENEWAL OF LATE HOURS CATERING LICENCE – LH77

There was submitted a report by the Head of Legal Services (09/247) regarding an application for renewal of Late Hours Catering Licence LH77.

The applicant was not in attendance.

Resolved:

Application for renewal of Late Hours Catering Licence LH77 be deferred to the next meeting of the Licensing Committee, being held on 1 July 2009, to allow the licensee to attend in person.

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257. RENEWAL OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD184

There was submitted a report by the Head of Legal Services (09/248) regarding an application for renewal of Taxi/Private Hire Car Driver's Licence TD184.

The Committee was advised that the licensee was unable to attend the meeting.

Resolved:

Renewal of Taxi/Private Hire Car Driver's Licence TD184 be deferred to the next Licensing Committee meeting, being held on 1 July 2009, to allow the licensee to attend in person.

258. RENEWAL OF PRIVATE HIRE OPERATOR'S LICENCE – PH148

There was submitted a report by the Head of Legal Services (09/249) regarding an application for renewal of Private Hire Operator's Licence PH148.

The applicant was in attendance, addressed the Committee and answered Members' questions.

Resolved:

Application for renewal of Private Hire Operator's Licence PH148 be granted for one year with effect from 20 May 2009, subject to the licensee providing evidence of Council Tax payments to the Licensing Enforcement Officer within 14 days from 20 May 2009.

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