

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth, on Wednesday 4 April 2007 at 10.00am.

Present: Councillors A Grant, Mulheron, Flynn, Grant and Wilson.

In Attendance: Chief Inspector H Macpherson (Tayside Police); N Campbell (up to and including Art. 251), D Braidwood and C White (all Corporate Services); Yvonne Oliver (Chief Executive's Service).

Apologies for Absence: Councillor A Cowan.

Councillor A Grant, Convener, Presiding.

249. DECLARATIONS OF INTEREST

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

250. MINUTE OF PREVIOUS MEETING

The Minute of Meeting of the Licensing Committee of 21 February 2007 (Arts. 87-95) was submitted, approved as a correct record and authorised for signature.

251. CONSIDERATION OF GRANT OF LICENCE FOR HOUSE IN MULTIPLE OCCUPATION, 62 VASART COURT, PERTH – HMO97

There was submitted a report by the Head of Legal Services (07/280) together with e-mail dated 22 March 2007 from Mrs D Wood, Applicant, and copy of Deed of Conditions by K W Scotland Limited and the Governor and Company of the Bank of Scotland.

The Applicant was in attendance and addressed the Committee and answered Members' questions. Mr N Campbell, Licensing Officer, and a representative of the Chief Constable also answered Members' questions.

Resolved:

The application for Grant of Licence for House in Multiple Occupation (HMO97) be granted for one year with effect from 21 February 2007, subject to a further report being brought before the Licensing Committee in six months' time.

N CAMPBELL LEFT THE MEETING AT THIS POINT.

IT WAS AGREED THAT THE PUBLIC AND PRESS SHOULD BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEM IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973

252. CONSIDERATION OF APPLICATION FOR GRANT OF SECOND HAND MOTOR DEALER'S LICENCE – MD92

There was submitted a report by the Head of Legal Services (07/274) together with letter of objection from the Chief Constable, Tayside Police, dated 30 January 2007, regarding consideration of application for Grant of Second Hand Motor Dealer's Licence No. MD92.

The Applicant was in attendance and accompanied by his representative. The Applicant and his representative addressed the Committee and answered Members' questions. The representative

of the Chief Constable also answered Members' questions. The Committee adjourned to discuss the representations received.

THE COMMITTEE RECONVENED.

Resolved:

The application for Grant of Second Hand Motor Dealer's Licence (MD92), be deferred to the next meeting of the Licensing Committee, in light of a pending Court Hearing.

253. CONSIDERATION OF APPLICATION FOR GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD637

There was submitted a report by the Head of Legal Services (07/275) together with letter of representation from the Chief Constable, Tayside Police, dated 7 December 2006, regarding consideration of application for Grant of Taxi/Private Hire Car Driver's Licence No. TD637.

The Applicant failed to attend.

Resolved:

The application for grant of Taxi/Private Hire Car Driver's Licence No. TD637, be refused on the basis that the Applicant is not a fit and proper person to hold a Licence.

254. CONSIDERATION OF APPLICATION FOR GRANT OF WINDOW CLEANER'S LICENCE – WC134

There was submitted a report by the Head of Legal Services (07/276), together with letter of representation from the Chief Constable, Tayside Police, dated 7 March 2007, regarding consideration of application for Grant of Window Cleaner's Licence No. WC134. The applicant was in attendance, and addressed the Committee and answered Members' questions. A representative of the Chief Constable also answered Members' questions.

THE COMMITTEE ADJOURNED TO DISCUSS REPRESENTATIONS RECEIVED.

THE COMMITTEE RECONVENED.

Resolved:

The application for Grant of Window Cleaner's Licence No. WC134, be granted for a period of one year, with effect from 4 April 2007.

255. CONSIDERATION OF APPLICATION FOR GRANT OF SECOND HAND DEALER'S LICENCE – SD260

There was submitted a report by the Head of Legal Services (07/277) together with letter of representation from the Chief Constable, Tayside Police, dated 26 February 2007 regarding consideration of application for Grant of Second Hand Dealer's Licence No. SD260.

The Applicant was in attendance and answered Member's questions. A representative of the Chief Constable also answered Members' questions.

Resolved:

The application for Grant of Second Hand Dealer's Licence No. SD260, be granted for a period of one year with effect from 4 April 2007.

256. CONSIDERATION OF CONTINUATION OF SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE TD566

There was submitted a report by the Head of Legal Services (07/278) together with letter from Chief Constable, Tayside Police, dated 13 March 2007, regarding the consideration of the continuation of suspension of Taxi/Private Hire Car Driver's Licence No. TD566.

The Applicant was in attendance, accompanied by his representative. The Applicant and his representative 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 RECONVENED.

Resolved:

Suspension of Taxi/Private Hire Car Driver's Licence No. TD566 be continued with immediate effect for the duration of the Licence (to 16 September 2009) on the basis that the Applicant is not a fit and proper person to hold a Licence.