

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Thursday 31 October 2013 at 10.00am.

Present: Councillors J Coburn (Convener), B Ellis (Vice-Convener), D Pover and M Roberts.

In Attendance: Mr B Kerr, Licensing Supervisor and Mrs S Michie, (both Police Scotland); S Rodger, M McLaren, L Cormack, Y Oliver and J Frawley (all Chief Executive's Service).

Apologies: Councillors D Melloy, J Flynn and R Brock.

J Coburn (Convener), Presiding.

617. DECLARATIONS OF INTEREST

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

618. MINUTE OF PREVIOUS MEETING

The Minute of the Licensing Committee of 19 September 2013 (Arts. 540-552) was submitted and approved as a correct record.

THE COMMITTEE UNANIMOUSLY AGREED TO CONJOIN THE FOLLOWING TWO APPLICATIONS.

619. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH187

There was submitted a report by the Head of Legal Services (13/506) together with letter dated 5 September 2013 from the licence holder, regarding Variation of Private Hire Operator's Licence PH187.

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

Resolved:

Private Hire Operator's Licence PH187 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 4 September 2013.

620. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH203

There was submitted a report by the Head of Legal Services (13/507) together with letter dated 5 September 2013 from the licence holder, regarding Variation of Private Hire Operator's Licence PH203.

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Mr D Sweeney, on behalf of the licence holder was in attendance, addressed the Committee and answered Members' questions.

Motion (Councillors J Coburn and M Roberts)

Variation of Private Hire Operator's Licence PH203 be granted for a period of 1 year, with effect from 28 August 2013.

Amendment (Councillors B Ellis and D Pover)

Variation of Private Hire Operator's Licence PH203 be granted for a period of 1 year and 6 months, with effect from 28 August 2013.

In accordance with Standing Order 44, a roll call vote was taken.

2 Members voted for the Amendment as follows:
Councillors B Ellis and D Pover.

2 Members voted for the Motion as follows:
Councillors J Coburn and M Roberts.

In terms of Standing Order 45 the Convener exercised his casting vote in accordance with the Motion.

Resolved:

In accordance with the Motion.

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.

621. RENEWAL OF PRIVATE HIRE OPERATOR'S LICENCE – PH217

There was submitted a report by the Head of Legal Services (13/508), together with letter of representation dated 16 August 2013 from Police Scotland, regarding consideration of Renewal of Private Hire Operator's Licence PH217.

The licence holder was in attendance. The representative from Police Scotland addressed the Committee and answered Members' questions. The licence holder (i) addressed the Committee and answered Members' questions; and (ii) provided three letters of character reference which were subsequently circulated to the Committee.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

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Resolved:

Renewal of Private Hire Operator's Licence PH217 be refused, on the grounds that the applicant is not a fit and proper person to be the holder of Private Hire Operator's Licence PH217.

622. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1329

There was submitted a report by the Head of Legal Services (13/509), together with (i) letter of representation dated 20 September 2013 from Police Scotland; and (ii) letter from N. Markowski, Solicitor, T. Duncan & Co., dated 21 August 2013, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1329.

The applicant was in attendance. The representative of Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

Resolved:

Taxi/Private Hire Car Driver's Licence TD1329 be granted for a period of one year, with effect from 31 October 2013.

623. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1325

There was submitted a report by the Head of Legal Services (13/510), together with letter of objection dated 26 August 2013 from Police Scotland, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1325.

The applicant was not in attendance.

Resolved:

Taxi/Private Hire Car Driver's Licence TD1325 be refused, on the grounds that the applicant is not a fit and proper person to be the holder of Taxi/Private Hire Car Driver's Licence TD1325.

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