

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
20 FEBRUARY 2014

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Thursday 20 February 2014 at 10.00am.

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

In Attendance: Mr B Kerr, Licensing Supervisor, Mrs S Michie (both up to and including Art. 103) and Inspector J Valentine (up to and including Art. 95) (all Police Scotland); N McDonald and K Moore (both up to and including Art. 95) (both Scottish Ambulance Service); K McNamara, Head of Environmental and Consumer Services (up to and including Art. 95) (The Environment Service); M McLaren, W Gibson, Y Oliver and J Frawley (all Chief Executive's Service).

J Coburn (Convener), Presiding.

93. DECLARATIONS OF INTEREST

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

94. MINUTE OF PREVIOUS MEETING

The Minute of the Licensing Committee of 12 December 2013 (Arts. 747-755) was submitted and approved as a correct record.

95. VARIATION OF PUBLIC ENTERTAINMENT LICENCE – PE150

There was submitted a report by the Head of Legal Services (14/70), regarding Variation of Public Entertainment Licence PE150.

C Rodger and M Currie, on behalf of DF Concerts were in attendance, addressed the Committee and answered members' questions.

K McNamara, Head of Environmental and Consumer Services, addressed the Committee and answered members' questions.

N McDonald and K Moore, representatives of Scottish Ambulance Service, were in attendance, addressed the Committee and answered members' questions.

Inspector J Valentine representing Police Scotland was in attendance, addressed the Committee and answered member's questions.

Resolved:

It be agreed that Public Entertainment Licence PE150 be varied:
(i) to increase the operating times on a Friday to allow the main arena to be open to the public from 12 noon; (ii) to allow the entertainment in the arena to start at 2.00pm; and (iii) "the Arena Inspection Time" specified in the conditions be changed from 1.00pm to 10.00am.

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
20 FEBRUARY 2014

96. VARIATION OF TAXI OPERATOR'S LICENCE – TO18

There was submitted a report by the Head of Legal Services (14/61), together with letter dated 6 January 2014 from the licence holder, regarding Variation of Taxi Operator's Licence TO18.

The licence holder was in attendance, accompanied by his agent, Ms S Lamond, the licence holder addressed the Committee and answered members' questions.

Resolved:

Taxi Operator's Licence TO18 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 14 March 2014.

97. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH274

There was submitted a report by the Head of Legal Services (14/62) together with letter dated 2 January 2014 from the licence holder, regarding Variation of Private Hire Operator's Licence PH274.

The licence holder was not in attendance.

Resolved:

Private Hire Operator's Licence PH274 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 15 March 2014, subject to the licence holder appearing in person at the next meeting of the Licensing Committee, being held on 27 March 2014.

98. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH313

There was submitted a report by the Head of Legal Services (14/63) together with letter dated 8 January 2014 from the licence holder, regarding Variation of Private Hire Operator's Licence PH313.

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

Resolved:

Private Hire Operator's Licence PH313 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 30 March 2014.

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.

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
20 FEBRUARY 2014

99. RENEWAL OF TAXI/PRIVATE HIRE DRIVER'S LICENCE – TD80

There was submitted a report by the Head of Legal Services (14/64), together with letter of objection dated 2 December 2013 from Police Scotland, regarding consideration of Renewal of Taxi/Private Hire Driver's Licence TD80.

The licence holder was not in attendance.

Resolved:

Consideration of Taxi/Private Hire Car Driver's Licence TD80 be deferred to the next meeting of the Licensing Committee, being held on 27 March 2014, to allow the applicant to appear in person.

100. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1348

There was submitted a report by the Head of Legal Services (14/65), together with letter of information dated 16 December 2013 from Police Scotland, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1348.

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.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Taxi/Private Hire Car Driver's Licence TD1348 be granted for a period of 1 year, with effect from 20 February 2014.

THE COMMITTEE UNANIMOUSLY AGREED TO CONJOIN THE FOLLOWING TWO APPLICATIONS.

101. CONTINUED SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD469

There was submitted a report by the Head of Legal Services (14/66), together with letter dated 17 January 2014 from Police Scotland requesting immediate suspension of Taxi/Private Hire Car Driver's Licence TD469, regarding consideration of Continued Suspension of Taxi/Private Hire Car Driver's Licence TD469.

The applicant was in attendance, accompanied by his agents, S Lamond and L Morrison. The representative of Police Scotland addressed the Committee and answered members' questions. The applicant's agent then addressed the Committee and, together with the applicant, also answered members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Suspension of Taxi/Private Hire Car Driver's Licence TD469 be not continued and the licence be reinstated with effect from 20 February 2014.

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
20 FEBRUARY 2014

102. SUSPENSION OF TAXI OPERATOR'S LICENCE – TO73

There was submitted a report by the Head of Legal Services (14/67), together with letter dated 17 January 2014 from Police Scotland requesting immediate suspension of Taxi Operator's Licence TO73, regarding consideration of Suspension of Taxi Operator's Licence TO73.

The applicant was in attendance, accompanied by his agents, S Lamond and L Morrison. The representative of Police Scotland addressed the Committee and answered members' questions. The applicant's agent then addressed the Committee and, together with the applicant, also answered members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Taxi/Private Hire Car Driver's Licence TO73 be not suspended.

103. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1333

There was submitted a report by the Head of Legal Services (14/68), together with letter of objection dated 20 November 2013 from Police Scotland, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1333.

The applicant was not in attendance. The representative of Police Scotland addressed the Committee and answered members' questions.

Resolved:

Taxi/Private Hire Car Driver's Licence TD1333 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 TD1333.

104. RENEWAL OF TAXI/PRIVATE HIRE DRIVER'S LICENCE – TD1179

There was submitted a report by the Head of Legal Services (14/69), regarding consideration of Renewal of Taxi/Private Hire Driver's Licence TD1179.

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

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