

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
27 MARCH 2014

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Thursday 27 March 2014 at 10.00am.

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

In Attendance: Mr B Kerr Licensing Supervisor and Mrs S Michie, (both Police Scotland); W Gibson, M McLaren, M Baker, and P Frazer (all Chief Executive's Service).

Apologies: Councillors J Coburn and R Brock.

B Ellis (Vice-Convener), Presiding.

195. DECLARATIONS OF INTEREST

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

196. MINUTES OF PREVIOUS MEETINGS

- (i) The Minute of Special Meeting of Licensing Committee of 11 February 2014 (Arts. 80-81) was submitted and approved as a correct record.
- (ii) The Minute of Meeting of the Licensing Committee of 20 February 2014 (Arts. 93-103) was submitted and approved as a correct record.

197. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 – TAXI FARE REVIEW

There was submitted a report by the Head of Legal Services (14/126) outlining the findings of the most recent review of the scales of fares for taxis, and proposing that there be no increase in the fares.

Resolved:

It be agreed that, if after the scale of fees have been advertised in the local press no responses are received, that the existing scale of fares remains unchanged and a further review be carried out in summer 2015.

198. REVIEW OF TAXI AND PRIVATE HIRE CAR AGE LIMITS

There was submitted a report by the Head of Legal Services (14/127) requesting that the Committee consider amending the Council's Taxi and Private Hire Conditions in relation to vehicle age limits and vehicle inspection.

Resolved:

The Committee agreed that Option 2, as outlined in Report 14/127 be approved.

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

There was submitted a report by the Head of Legal Services (14/128) together with letter dated 2 February 2014 from the licence holder, regarding Variation of Private Hire Operator's Licence PH274.

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

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 27 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.

200. GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1356

There was submitted a report by the Head of Legal Services (14/129), together with letter of information dated 14 February 2014 from Police Scotland, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1356.

The licence holder was in attendance. The representative from Police Scotland addressed the Committee and answered Members' questions. The licence holder addressed the Committee and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Motion (Councillors B Ellis and J Flynn)

Taxi/Private Hire Car Driver's Licence TD1356 be granted for a period of 1 year, with effect from 27 March 2014.

Amendment (Councillors D Melloy and M Roberts)

Grant of Taxi/Private Hire Car Driver's Licence TD1356 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 TD1356.

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

2 Members voted for the Amendment as follows:
Councillors D Melloy and M Roberts.

3 Members voted for the Motion as follows:
Councillors B Ellis, D Pover and J Flynn.

Resolved:

In accordance with the Motion.

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201. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1357

There was submitted a report by the Head of Legal Services (14/130), together with a letter of representation dated 18 February 2014 from Police Scotland.

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 TD1357 be granted for a period of one year, with effect from 27 March 2014.

202. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1354

There was submitted a report by the Head of Legal Services (14/131), together with letter of representation dated 10 February 2014 from Police Scotland, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1354.

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 TD1354 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 TD1354.

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

There was submitted a report by the Head of Legal Services (14/132), together with letter of objection dated 2 December 2013 from Police Scotland, regarding consideration of Renewal of Taxi/Private Hire Car Driver's Licence TD80.

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 TD80 be renewed for a period of one year with effect from 27 March 2014.

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204. GRANT OF TEMPORARY PUBLIC ENTERTAINMENT LICENCE – PE279

This item was withdrawn by the applicant prior to the meeting.

COUNCILLOR ELLIS LEFT THE MEETING AT THIS POINT, IT WAS UNANIMOUSLY AGREED THAT COUNCILLOR POVER TAKE THE CHAIR.

D Pover, Presiding

205. GRANT OF A SECOND HAND MOTOR VEHICLE DEALER'S LICENCE – MD208

There was submitted a report by the Head of Legal Services (14/134), together with emails of information dated 22 October 2013 and 25 February 2014 from Environment Services - Planning, regarding consideration of Grant of a Second Hand Motor Vehicle Dealer's Licence – MD208.

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

Resolved:

Second Hand Motor Vehicle Dealer's Licence MD208 be granted with effect from 27 March 2014.

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