

PERTH AND KINROSS COUNCIL
LICENSING COMMITTEE
11 SEPTEMBER 2014

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Thursday 11 September 2014 at 9.30am.

Present: Councillors J Coburn (Convener), 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); Mrs M McLaren and Ms L Brown (both Chief Executive's Services).

Apology for Absence: Councillor R Brock.

Councillor J Coburn (Convener), Presiding

606. WELCOME AND APOLOGIES/SUBSTITUTES

The Convener welcomed everyone to the meeting. An apology for absence was submitted and noted as above.

607. DECLARATIONS OF INTEREST

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

608. MINUTE OF PREVIOUS MEETING

The minute of meeting of the Licensing Committee of 12 August 2014 (Arts. 524-535) was submitted and approved as a correct record.

609. REPORT ON TRAINING FOR TAXI AND PRIVATE HIRE CAR DRIVERS

There was submitted a report by the Head of Legal Services (14/385) informing the Committee of a number of options being considered for the introduction of vocational training for taxi and private hire car drivers.

Resolved:

The Head of Legal Services be instructed to investigate further the introduction of vocational training for taxi and private hire car drivers as set out in Report 14/385 and to consult on the proposal with the Taxi Trade, reporting back to the Committee in due course.

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.

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610. SUSPENSION OF SECOND HAND MOTOR DEALER'S LICENCE – MD207

Prior to consideration of the item the licensee's legal representative, Mr Morris, advised that his client was unable to attend. Mr Morris addressed the Committee on a preliminary matter.

FOLLOWING A SHORT ADJOURNMENT TO CONSIDER THE MATTER THE COMMITTEE RECONVENED

Thereafter there was submitted a report by the Head of Legal Services (14/386), together with: (1) letter dated 3 June 2014 from Police Scotland, requesting the Suspension of Second Hand Motor Dealer's Licence MD207, and (2) letter dated 7 August 2014 together with supporting documentation from the licensee's legal representatives Condies.

Mr Morris advised the Committee that the licensee had instructed him to surrender Second Hand Motor Dealer's Licence MD207 to the Council with immediate effect. Mr Morris handed Licence MD207 to Mrs M McLaren of the Council's Legal Services. Thereafter, Art. 610 was withdrawn from the agenda.

611. GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD150

There was submitted a report by the Head of Legal Services (14/387), together with a letter of information dated 1 August 2014 from Police Scotland, regarding consideration of grant of Taxi/Private Hire Car Driver's Licence TD150.

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 TD150 be granted for a period of one year, with effect from 11 September 2014.

612. GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1264

There was submitted a report by the Head of Legal Services (14/388), together with: (1) letter of objection dated 12 June 2014 from Police Scotland, and (2) letter of objection dated 5 November 2012 from the Chief Constable, Tayside Police (now Police Scotland), regarding consideration of grant of Taxi/Private Hire Car Driver's Licence TD1264.

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.

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Resolved:

Taxi/Private Hire Car Driver's licence TD1264 be refused on the basis that the applicant is not a fit and proper person to be the holder of a licence.

613. GRANT OF A SECOND HAND MOTOR VEHICLE DEALER'S LICENCE – MD83

There was submitted a report by the Head of Legal Services (14/389), together with a letter of objection dated 30 July 2014 from Police Scotland, regarding consideration of grant of second hand motor vehicle dealer's licence MD83.

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:

Second Hand Motor Vehicle Dealer's Licence MD83 be granted for a period of one year, with effect from 11 September 2014.

THE REPRESENTATIVES OF POLICE SCOTLAND LEFT THE MEETING AT THIS POINT.

614. APPLICATION FOR TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD686

There was submitted a report by the Head of Legal Services (14/390), together with: (1) letter from the Council Doctor dated 14 May 2014, with attachment letter dated 2 May; letter from the Council Doctor dated 12 June 2014, with attachment letter dated 2 June 2014; (3) letter from the Council Doctor dated 17 July 2014, with attachment letter dated 1 July 2014, and (4) letter dated 27 May 2014 from the Head of Legal Services to the Council Doctor, regarding application for taxi/private hire car driver's licence TD686.

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

Resolved

Grant of application for Taxi/Private Hire Car Driver's Licence TD686 be refused on the basis that the applicant is not a fit and proper person to be the holder of a licence on medical grounds.

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