

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Hay Room, Dewar's Centre, Glover Street, Perth on Thursday 10 December 2015 at 10.00am.

Present: Councillors B Ellis, D Pover, R Brock, J Flynn, A Parrott and M Roberts.

In Attendance: M Nash and L Gregge (both Police Scotland); G Dawson, W Gibson, D Merchant, M McLaren and Y Oliver (all Corporate and Democratic Services).

Apology: Councillor D Melloy.

Councillor B Ellis (Convener), Presiding.

796. WELCOME AND APOLOGIES

The Convener welcomed those present to the meeting and apologies were noted as above.

797. DECLARATIONS OF INTEREST

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

798. MINUTE OF PREVIOUS MEETING

The Minute of Meeting of the Licensing Committee of 29 October 2015 (Arts.687-694) was submitted and approved as a correct record.

799. REVIEW OF CONDITIONS OF TAXI AND PRIVATE CAR OPERATORS' AND CONDITIONS FOR TAXI AND PRIVATE HIRE DRIVERS' LICENCES ISSUED UNDER THE CIVIC GOVERNMENT (SCOTLAND) ACT 1982

There was submitted a report by the Head of Legal Services (15/564) detailing the options available regarding the current Conditions of Taxi and Private Car Operators' and Conditions for Taxi and Private Hire Drivers' Licences issued under the Civic Government (Scotland) Act, 1982.

Resolved:

Option 1 – Revisal of Conditions of Taxi and Private Car Operators' and Conditions for Taxi and Private Hire Drivers' Licences, as detailed in Report 15/564 and its appendices, be approved.

800. VARIATION OF LATE HOURS CATERING LICENCE – LH104

There was submitted a report by the Head of Legal Services (15/565) regarding Variation of Late Hours Catering Licence LH104.

The representative from Police Scotland addressed the Committee and answered Members' questions.

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Mr S Docherty, Operations Manager, McDonald's Restaurants, addressed the Committee and answered Members' questions.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Resolved:

Variation of Late Hours Catering Licence LH104 be granted for a period of one year, but restricted to drive-thru sales only, subject to the usual terms and conditions of a Late Hours Catering Licence but also subject to the following additional conditions:

1. Only experienced staff to be employed during the hours of 1am and 5am;
2. The Licence holders must produce to the Licensing Authority a "Responsible Customer Policy";
3. The Licence holders must produce a Noise Mitigation Plan to the Licensing Authority;
4. All outside tables and chairs belonging to the premises must be removed between the hours of 1am and 5am.

801. GRANT OF A PRIVATE HIRE CAR LICENCE – PH200 – 1 YEAR

There was submitted a report by the Head of Legal Services (15/566) regarding Grant of Private Hire Car Licence PH200.

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

Resolved:

Private Hire Car Licence PH200 be granted for a period of one year, with effect from 10 December 2015, subject to the usual terms and conditions of a Private Hire Car Licence.

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.

802. RENEWAL OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1405 – 3 YEARS

There was submitted a report by the Head of Legal Services (15/567), together with letter of information dated 14 November 2015 from Police Scotland regarding Renewal of Taxi/Private Hire Car Driver's Licence TD1405.

The applicant was in attendance.

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The representative from 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 TD194 be renewed for a period of three years, with effect from 4 November 2015, subject to the usual terms and conditions of a Taxi/Private Hire Car Driver's Licence.

803. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1489 – 1 YEAR

There was submitted a report by the Head of Legal Services (15/568), together with a letter of representation dated 15 October 2015 from Police Scotland regarding Grant of Taxi/Private Hire Car Driver's Licence TD1489.

The applicant was in attendance and was accompanied by Mr S Smith, Perth Radio Taxis.

The representative from 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 TD1489 be granted for a period of one year, with effect from 10 December 2015, subject to the usual terms and conditions of a Taxi/Private Hire Car Driver's Licence.

804. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1495 – 1 YEAR

There was submitted a report by the Head of Legal Services (15/569), together with letter of objection dated 9 November 2015 from Police Scotland regarding Grant of Taxi/Private Hire Car Driver's Licence TD1495.

The applicant was in attendance.

The representative from Police Scotland addressed the Committee and answered Members' questions. The applicant also addressed the Committee and answered Members' questions.

Resolved:

Consideration of Taxi/Private Hire Car Driver's Licence TD1495 be deferred until the Licensing Committee meeting being held on 31 March 2016.

805. APPLICATION FOR APPROVAL OF PRIVATE LANDLORD REGISTRATION 450241/340/20151

There was submitted a report by the Head of Legal Services (15/570), together with letter of information dated 9 November 2015 from Police Scotland regarding Application for Approval of Private Landlord Registration 450241/340/20151.

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The applicant was in attendance, accompanied by Mr A Keddie, Letting Agent.

The representative from Police Scotland addressed the Committee and answered Members' questions. Mr Keddie, on behalf of the applicant, together with the applicant also addressed the Committee and answered Members' questions.

Resolved:

Application for Private Landlord Registration 450241/340/20151 be granted with effect from 10 December 2015, subject to the usual terms and conditions of Private Landlord Registration.

806. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1473 – 1 YEAR

There was submitted a report by the Head of Legal Services (15/571) together with (1) letters from Dr D S Foster, dated 17 September 2015 and 2 October 2015; and (2) letter from Mr P Currie, Consultant Cardiologist, NHS Tayside, dated 28 September 2015 regarding Grant of Taxi/Private Hire Car Driver's Licence TD1473.

The Committee was advised that this application had been withdrawn from the agenda by the applicant.

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