

Licensing Sub-Committee of the Regulatory Committee

2.00pm, Wednesday 20 April 2016

Present

Councillors Bridgman (Convener), Blacklock (Vice Convener), Aitken, Booth (substituting for Councillor Burgess), Gardner and Redpath.

1. Application for Grant of New Taxi Licence – 220 Taxis Ltd

Details were provided of an application for a new Taxi Vehicle Licence from the directors of a newly incorporated company. The application was accompanied by a request to grant a new licence on the grounds of the change in legal status of the applicant from a partnership to a limited company.

The applicant's representative and agent were heard.

Decision

- 1) To grant the licence, as sought, on the condition that the licence currently held by R and P Allan & Sons was surrendered prior to issue of the new licence.
- 2) To ask the Head of Housing and Regulatory Services to examine the policies around the issue of new taxi licences and report back to a future meeting of the Sub-Committee.

(Reference – report by the Head of Housing and Regulatory Services, submitted)

2. Resolution to Consider in Private

The Sub-Committee under Section 50(A)(4) of the Local Government (Scotland) Act 1973, excluded the public from the meeting for the following items of business on the grounds that they involved the disclosure of exempt information as defined in Paragraphs 3, 12 and 14 of Part 1 of Schedule 7(A) of the Act.

3. Applications for Miscellaneous Licences - Civic Government (Scotland) Act 1982

Details were provided of 10 applications for miscellaneous licences submitted under the Civic Government (Scotland) Act 1982.

Decision

To determine the applications as detailed in the Confidential Schedule signed by the Convener with reference to this minute.

(Reference – application details, submitted)

4. Police Request for Suspension of Licence

The Licensing Sub-Committee had continued consideration of suspension of a Private Hire Car Driver Licence to this meeting to allow the applicant a further opportunity to attend.

The Chief Constable had submitted a letter of comment regarding the licence holder and had asked the Sub-Committee to suspend the licence under the terms of paragraph 11(1) of Schedule 1 of the Civic Government (Scotland) Act 1982 as the licence holder was no longer a fit and proper person to hold such a licence.

The Head of Housing and Regulatory Services confirmed that the applicant had been invited to attend this meeting but was not present. The Sub-Committee agreed to proceed to consider the matter in the absence of the applicant.

The Chief Constable was heard.

Decision

That the request be determined as detailed in the Confidential Schedule, signed by the Convener, with reference to this minute.

(References – Licensing Sub-Committee 2 March 2016 (item 6); report by the Head of Housing and Regulatory Services, submitted)

5. Suspension of a Taxi Driver Licence - Referral from the Sheriff to Re-determine Request to Suspend

The Licensing Sub-Committee, on 12 August 2015, had agreed to suspend a taxi driver's licence until expiry. The licence holder was not in attendance at that meeting.

An appeal had been lodged with the Sheriff against the Sub-Committee's decision. The Sheriff had recalled the suspension and referred the case back to the Sub-Committee to consider the suspension request afresh.

The Head of Housing and Regulatory Services confirmed that the applicant had been invited to attend this meeting but was not present. The Sub-Committee agreed to proceed to consider the matter in the absence of the applicant.

The Chief Constable was heard.

Decision

That the request be determined as detailed in the Confidential Schedule, signed by the Convener, with reference to this minute.

(References – Licensing Sub-Committee 12 August 2015 (item 4); report by the Head of Head of Housing and Regulatory Services, submitted)