

## **LICENSING COMMITTEE**

At a Meeting of the Licensing Committee held by video conference on Wednesday, 2 June 2021 at 2.00 p.m.

**Present:** Councillors Karen Conaghan, Ian Dickson, Jim Finn, Caroline McAllister, Jonathan McColl, Lawrence O'Neill and Brian Walker.

**Attending:** Raymond Lynch, Section Head (Licensing); Robert Mackie, Senior Officer – Licensing Services and Lynn Straker, Committee Officer.

**Also attending:** Police Constable Raymond Borland, Police Scotland.

**Councillor Jim Finn in the Chair**

### **CHAIR'S REMARKS**

Councillor Finn, Chair, welcomed everyone to the meeting which was being held remotely, in terms of Section 18B of the Civic Government (Scotland) Act 1982. Accordingly, the Chair advised that a process/procedure had been developed for the meeting (a copy of which had previously been circulated to Members). Thereafter, the Committee agreed to note the procedure in place for the conduct of the meeting and the meeting then continued by video conferencing.

### **DECLARATIONS OF INTEREST**

It was noted that there were no declarations of interest in any of the items of business on the agenda.

### **MINUTES OF PREVIOUS MEETINGS**

The Minutes of Meeting of the Licensing Committee held on 5 May 2021 were submitted and approved as a correct record.

### **OPEN FORUM**

The Committee noted that no open forum questions had been submitted by members of the public.

## **EXCLUSION OF PRESS AND PUBLIC**

Having heard the Section Head (Licensing) in relation to the undernoted items of business the Committee agreed to approve the following resolution:-

“That under Section 50A(4) of the Local Government (Scotland) Act, 1973 the press and public be excluded from the meeting for the following items of business on the grounds that it may involve the likely disclosure of exempt information as defined in Paragraph 14 of Part 1 of Schedule 7A of the Act.”

## **VARIATION IN THE ORDER OF BUSINESS**

Having heard Councillor Finn, Chair, and the Section Head (Licensing) the Committee agreed to vary the order of business as hereinafter minuted.

## **APPLICATION FOR RENEWAL OF A TAXI /PRIVATE HIRE CAR DRIVER'S LICENCE**

### **Name and Address of Applicant**

### **Date Applied**

Alexander Mullen  
Flat 1/2, 12 Boon Drive  
Glasgow  
G15 6AT

26 March 2021

A report was submitted by the Chief Officer – Regulatory and Regeneration concerning an Application for Renewal of a Taxi/Private Hire Car Driver's Licence for the above named person.

Having heard the Section Head (Licensing) in further explanation of the report and in answer to Members' questions it was noted:-

- (a) that a letter had been received from the Chief Constable, Police Scotland submitting an objection in relation to the application;
- (b) that in view of the objection, the applicant and a representative of Police Scotland had been invited to attend the meeting in order that a hearing may take place; and
- (c) that copies of the letter of objection from Police Scotland had been issued to Members of the Committee in advance of the meeting.

It was noted that the applicant, Mr Mullen, and a representative of Police Scotland, Constable Borland, were in attendance.

The Committee then heard from Constable Borland in relation to the letter from Police Scotland. Thereafter the applicant, Mr Mullen, was given the opportunity to address the Committee in support of his application and was heard in answer to Members' questions.

**DECIDED:**

Councillor McColl, seconded by Councillor Dickson, moved:-

That the Committee agrees to continue consideration of the application until after the trial date of 1 October 2021.

As an amendment, Councillor O'Neill, seconded by Councillor Walker, moved:-

That the Committee agrees to renew the application however should Mr Mullen be found guilty of the offence then the matter would be brought back to a future meeting of the Committee in order that a hearing could take place regarding the possible suspension of the licence.

On a roll call vote being taken 3 Members voted for the amendment, namely Councillors Conaghan, O'Neill and Walker, and 4 Members voted for the motion, namely Councillors Dickson, Finn, McAllister and McColl. The motion was accordingly declared carried and the application was continued to a future meeting of the Committee.

**APPLICATION FOR RENEWAL OF A TAXI /PRIVATE HIRE CAR DRIVER'S LICENCE**

**Name and Address of Applicant**

**Date Applied**

Craig White  
16 Levenhowe Place  
Balloch  
G83 8LR

16 December 2020

A report was submitted by the Chief Officer – Regulatory and Regeneration concerning an Application for Renewal of a Taxi/Private Hire Car Driver's Licence for the above named person.

Having heard the Section Head (Licensing) in further explanation of the report and in answer to Members' questions it was noted:-

- (a) that a letter had been received from the Police authority advising that they had no objections or representations to the application;
- (b) that a letter had been received from the applicant's General Practitioner (GP) providing further information on the applicant's medical condition, the contents of which were made know to Members; and

- (c) that in view of the content of the letter received from the applicant's GP, the applicant had been invited to attend the meeting in order that a hearing may take place.

Thereafter, the Committee heard from Mr White in support of his application. Mr White was then heard in answer to questions from Members.

**DECIDED:**

After discussion, the Committee agreed that the application be renewed.

The meeting closed at 2:30 p.m.

DRAFT