

LICENSING COMMITTEE

At a Meeting of the Licensing Committee held in Meeting Room 3, Council Offices, Garshake Road, Dumbarton on Tuesday, 5 February 2008 at 2.00 p.m.

Present: Councillors Jim Brown, Jim Finn, Ronnie McColl and Craig McLaughlin.

Attending: Nigel Ettles, Principal Solicitor and David Rooney, Senior Administrative Officer, Legal, Administrative and Regulatory Services.

Apology: An apology for absence was intimated on behalf of Councillor Willie McLaughlin.

Councillor Jim Finn in the Chair

MINUTES OF PREVIOUS MEETING

The Minutes of Meeting of the Licensing Committee held on 4 December 2007 were submitted and approved as a correct record.

APPLICATION FOR GRANT OF TEMPORARY TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE

| <u>Name and Address of Applicant</u> | <u>Date Applied</u> |
|---|----------------------------|
| Michael Queen 3A Back Street Renton | 18 December 2007 |

A report was submitted by the Head of Legal, Administrative and Regulatory Services concerning an application for grant of a Temporary Taxi/Private Hire Car Driver's Licence by the above named person.

It was noted that the applicant had been invited to attend the meeting but was not present.

It was agreed that consideration of the application be continued to the next meeting in order that the applicant may be given a further opportunity to appear before the Committee.

APPLICATION FOR GRANT OF TAXI LICENCE

Name and Address of Applicant

Date Applied

Henry Coll
12 Quarryknowe
Castlehill
Dumbarton

26 November 2007

A report was submitted by the Head of Legal, Administrative and Regulatory Services concerning an application for grant of a Taxi Licence by the above named person.

It was noted that the applicant had been invited to attend the meeting but was not present.

It was agreed that consideration of the application be continued to the next meeting in order that the applicant may be given a further opportunity to appear before the Committee.

REVIEW OF TAXI FARES AND CHARGES – DUMBARTON AND VALE OF LEVEN TAXI LICENSING ZONE

A report was submitted by the Head of Legal, Administrative and Regulatory Services concerning a proposed review of fares and charges applicable to taxis operating within the Dumbarton and Vale of Leven Taxi Licensing Zone.

The Committee agreed:-

- (1) to approve the proposals that had been submitted in respect of the Dumbarton and Vale of Leven Taxi Licensing zone on the basis outlined in the report, in principle; and
- (2) that officers be authorised to make the necessary arrangements for the advertisement of the proposed increases in the fares and charges.

APPLICATION FOR GRANT OF LATE HOURS CATERING LICENCE

Name and Address of Applicant

Date Applied

Tahir Naqvi
11 Napiershall Street
Glasgow

27 November 2007

A report was submitted by the Head of Legal, Administrative and Regulatory Services concerning an application for grant of a Late Hours Catering Licence by the above named person.

It was noted that the applicant had been invited to attend the meeting but was not present.

It was agreed that consideration of the application be continued to the next meeting in order that the applicant may be given a further opportunity to appear before the Committee.

APPLICATIONS FOR GRANT OF TEMPORARY STREET TRADER'S LICENCE (EMPLOYEE)

| (a) | <u>Name and Address of Applicant</u> | <u>Date Applied</u> |
|------------|---|----------------------------|
| | Susan Mathieson 42 Third Avenue Bonhill | 7 January 2008 |

A report was submitted by the Head of Legal, Administrative and Regulatory Services concerning an application for grant of a Temporary Street Trader's Licence (Employee) by the above named person.

After hearing the Principal Solicitor it was noted:-

- (a) that a letter had been received from the Chief Superintendent of the Police authority making a representation in relation to the application; the representation being based on a pending case against the applicant in respect of which a pleading diet had been set for 19 February 2008, as referred to in the report; and
- (b) that in view of the representation, the applicant and a representative of the Police authority had been invited to attend the meeting in order that a hearing may take place.

It was noted that Chief Inspector MacDonald and Sergeant Fulton were in attendance and the Committee heard Chief Inspector MacDonald in relation to the representation.

It was noted that Ms Mathieson was in attendance. Having heard Councillor McColl, it was agreed that consideration of the application be continued to the April meeting of the Committee by which time the outcome of the case against the applicant may be known.

| (b) | <u>Name and Address of Applicant</u> | <u>Date Applied</u> |
|------------|---|----------------------------|
| | Gary Hemphill 32 Miller Road Haldane Balloch | 8 January 2008 |

A report was submitted by the Head of Legal, Administrative and Regulatory Services concerning an application for grant of a Temporary Street Trader's Licence (Employee) by the above named person.

After hearing the Principal Solicitor it was noted:-

- (a) that a letter had been received from the Chief Superintendent of the Police authority intimating an objection in relation to the application; the objection being based on convictions recorded against the applicant, which he had failed to disclose in his application, and a pending case against the applicant arising from his failure to disclose his convictions when making the application, as referred to in the report; and
- (b) that in view of the objection, the applicant and a representative of the Police authority had been invited to attend the meeting in order that a hearing may take place.

It was noted that Chief Inspector MacDonald and Sergeant Fulton were in attendance and the Committee heard Chief Inspector MacDonald in relation to the objection.

Thereafter the applicant was invited to come forward and he addressed the Committee in support of his application. After answering questions from Members the applicant returned to the public gallery.

Chief Inspector MacDonald also returned to the public gallery.

After consideration the Committee unanimously agreed that the application be refused on the grounds that the applicant was not a fit and proper person to hold the licence applied for having regard to the convictions recorded against him as detailed in the letter of objection to the application from the Police.

The meeting closed at 2.15 p.m.