

LICENSING COMMITTEE

At a Meeting of the Licensing Committee held by video conference on Wednesday, 27 April 2022 at 10.00 a.m.

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

Attending: Nigel Ettles, Section Head – Litigation; Robert Mackie, Senior Officer (Licensing Services); and Lynn Straker, Committee Officer.

Also Attending: Sergeant David Holmes, Police Scotland; Eugene Boyle, Solicitor and Representative for Mr Mark Winters; Mr Mark Winters; Mr Daniel Hegarty; Mr Anthony Black; Mr Christopher McKinley; Mr Stephen Charnley and Mr Kenny McSheaffrey.

Councillor Jim Finn in the Chair

STATEMENT BY CHAIR

Councillor Finn, Chair, welcomed all those present to the meeting which was being held virtually. He noted the meeting would be recorded and streamed live but would not be available for future playback.

DECLARATIONS OF INTEREST

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

RECORDING OF VOTES

The Committee agreed that all votes taken during the meeting would be done by Roll Call vote to ensure an accurate record.

MINUTES OF PREVIOUS MEETINGS

The Minutes of Meeting of the Licensing Committee held on 2 February 2022 (ordinary), 16 March 2022 (special) and 30 March 2022 (special) were submitted and approved as correct records.

OPEN FORUM

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

TAXI FARE REVIEW – CLYDEBANK ZONE

A report was submitted by the Chief Officer – Regulatory and Regeneration providing an update on the review of fares and charges applicable to taxis operating within the Clydebank Taxi Licensing Zone.

DECIDED:-

Having heard the Section Head – Litigation and Senior Officer (Licensing Services) in further explanation of the report, and in answer to Members' questions, the Committee agreed:-

- (1) that the current level of fares and charges applicable to the Clydebank Taxi Licensing Zone be amended as follows:-

increase the flagfall on all tariffs by 30p;
increase the running mile by 10p on all tariffs;
alter the wording under Tariff 3 to read:-
(between 9.00pm and 6.00am a 50p extra charge applies)
increase maximum soiling fee from £60 to £100;
- (2) that officers arrange for the advertisement of the fares and charges agreed by the Committee; and
- (3) that authority be delegated to the Chief Officer – Regulatory and Regeneration, in consultation with the Chair of the Licensing Committee, to conclude the review without the requirement for the Committee to consider a further report on the matter provided no objections or representations are received in relation to the proposal.

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

Name and Address of Applicant

Christopher McKinley
2 Keil Crescent
Dumbarton
G82 4DX

Date Applied

8 February 2022

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

Having heard from Sergeant David Holmes, Police Scotland, detailing the comment from the Divisional Commander and in answer to Members' questions, the Committee then heard from Mr McKinley in support of his application.

After consideration, Councillor Finn, seconded by Councillor O'Neill, moved:-

That the Committee agrees to grant the licence on a temporary basis for 6 weeks.

As an amendment, Councillor McColl, seconded by Councillor Dickson, moved:-

That the Committee agrees to refuse the licence and give further consideration to any future application.

On a roll call vote being taken, 3 Members voted for the amendment, namely Councillors Dickson, McColl and Walker, and 3 for the motion, namely Councillors Conaghan, Finn and O'Neill.

There being an equality of votes, Councillor Finn used his casting vote in favour of the motion which was accordingly declared carried.

DECIDED:-

The Committee agreed that the application be granted on a temporary basis for 6 weeks. The Committee also noted that Mr McKinley would require a report to be presented from his Community Service should he then re-apply for his full Taxi / Private Hire Driver's Licence in the future.

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

Name and Address of Applicant

Date Applied

Mr Mark Winters
8 Brisbane Street
Clydebank
G81 4LP

24 February 2022

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 from Sergeant David Holmes, Police Scotland detailing the objection from Divisional Commander and in answer to Members questions, the Committee then heard from Eugene Boyle, Solicitor and representative for Mr Winters in support of the application.

DECIDED:-

After consideration, the Committee agreed to continue this application until the next meeting of the Licensing Committee on 8 June 2022. It was noted that the Licence would continue until the application for renewal was determined.

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

Name and Address of Applicant

Date Applied

Mr Anthony Black
5C Back Street
Renton
Dumbarton
G82 4NG

27 January 2022

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

Having heard from Sergeant David Holmes, Police Scotland detailing the representation from Divisional Commander and in answer to Members questions, the Committee then heard from Mr Black in support of his application.

DECIDED:-

After consideration, the Committee agreed that the application be granted.

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

Name and Address of Applicant

Date Applied

Mr Daniel Hegarty
10A Sutherland Drive
Dumbarton
G82 3NT

9 March 2022

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

Having been given brief details of Mr Hegarty's protected convictions by the Section Head – Litigation, the Committee agreed to consider those convictions when determining the application.

Having heard from Sergeant David Holmes, Police Scotland detailing the objection from Divisional Commander and in answer to Members questions, the Committee then heard from Mr Hegarty in support of his application.

DECIDED:-

After consideration, the Committee agreed that the application be granted.

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

Name and Address of Applicant

Date Applied

Mr Stephen Charnley
14 Clarence Crescent
Clydebank
G81 2DP

11 February 2022

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

Having noted written correspondence with the applicant's doctor and heard from Mr Charnley in support of his application, the Committee agreed that the application be granted.

DECIDED:-

After consideration, the Committee agreed that the application be granted.

The meeting closed at 11.07 a.m.