

## LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held in the Council Chambers, Council Building, 2 High Street, Perth on Thursday 8 August 2013 at 10.00am.

Present: Councillors J Coburn, R Brock, J Flynn, D Pover and M Roberts.

In Attendance: Inspector F Jarrett, Mr B Kerr and Mrs S Michie, Licensing Supervisors, (all Police Scotland); S Rodger, W Gibson, N Storrar and Y Oliver (all Chief Executive's Service).

Apologies: Councillors B Ellis and D Melloy

J Coburn, Convener, Presiding.

### 446. DECLARATIONS OF INTEREST

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

### 447. MINUTE OF PREVIOUS MEETING

The Minute of the Licensing Committee of 27 June 2013 (Arts. 418-428) was submitted and approved as a correct record.

*IN TERMS OF STANDING ORDER 19 THE COMMITTEE UNANIMOUSLY AGREED TO VARY THE ORDER OF BUSINESS.*

### 448. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH280

There was submitted a report by the Head of Legal Services (13/366) together with letter dated 15 July 2013 from the licence holder regarding Variation of Private Hire Operator's Licence PH280.

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

#### **Resolved:**

Private Hire Operator's Licence PH280 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 20 September 2013.

### 449. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH345

There was submitted a report by the Head of Legal Services (13/367) together with letter received 19 July 2013 from the licence holder, regarding Variation of Private Hire Operator's Licence PH345.

The licence holder was in attendance, addressed the Committee and answered members' questions.

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**Resolved:**

Private Hire Operator's Licence PH345 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 17 October 2013.

*THE COMMITTEE UNANIMOUSLY AGREED TO CONJOIN THE FOLLOWING THREE APPLICATIONS.*

**450. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH253**

There was submitted a report by the Head of Legal Services (13/363) together with letter dated 11 July 2013 from the licence holder, regarding Variation of Private Hire Operator's Licence PH253.

The licence holder was in attendance, addressed the Committee and answered members' questions.

**Resolved:**

Private Hire Operator's Licence PH253 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 31 October 2013.

**451. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH331**

There was submitted a report by the Head of Legal Services (13/364) together with letter dated 11 July 2013 from the licence holder, regarding Variation of Private Hire Operator's Licence PH331.

The licence holder was in attendance, addressed the Committee and answered members' questions.

**Resolved:**

Private Hire Operator's Licence PH331 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 1 September 2013.

**452. VARIATION OF PRIVATE HIRE OPERATOR'S LICENCE – PH365**

There was submitted a report by the Head of Legal Services (13/365) together with letter dated 11 July 2013 from the licence holder, regarding Variation of Private Hire Operator's Licence PH365.

The licence holder was in attendance, addressed the Committee and answered members' questions.

**Resolved:**

Private Hire Operator's Licence PH365 be varied for a period of one year, to extend the age limit for replacement of the vehicle, with effect from 27 September 2013.

**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.**

**453. REQUEST FOR SUSPENSION OF SECOND HAND DEALER'S LICENCE – SD413**

There was submitted a report by the Head of Legal Services (13/368), together with letter dated 18 July 2013 from Police Scotland requesting suspension of Second Hand Dealer's Licence SD413.

The applicant was in attendance, accompanied by his representative, Mr P Trodden, Solicitor. The representative from Police Scotland addressed the Committee and answered members' questions. Mr Trodden and the applicant also addressed the Committee and answered members' questions.

*FOLLOWING A SHORT ADJOURNMENT TO CONSIDER ADDITIONAL PAPERS, THE COMMITTEE RECONVENED.*

*FOLLOWING A SECOND SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.*

**Resolved:**

Second Hand Dealer's Licence SD413 be suspended for the duration of the licence, i.e. to 11 April 2016, on the grounds that the applicant is not a fit and proper person to be the holder of a Second Hand Dealer's Licence.

**454. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1303**

There was submitted a report by the Head of Legal Services (13/371), together with letter of representation dated 12 June 2013 from Police Scotland regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1303.

The applicant was in attendance. The representative from Police Scotland addressed the Committee and answered members' questions. The licence holder also answered members' questions.

**Resolved:**

Taxi/Private Hire Car Driver's Licence TD1303 be granted for a period of 1 year, with effect from 8 August 2013.

**455. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1315**

There was submitted a report by the Head of Legal Services (13/372), together with letter of information dated 9 July 2013 from Police Scotland, regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1315.

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The applicant was in attendance. The representative of 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 TD1315 be granted for a period of 3 years, with effect from 8 August 2013.

**456. RECALL OF SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD82**

There was submitted a report by the Head of Legal Services (13/369), together with (i) letter dated 10 June 2013 from Messrs Ward & Co, Solicitors, on behalf of the applicant and (ii) letter dated 17 July 2013 from Police Scotland, regarding consideration of Recall of Suspension of Taxi/Private Hire Car Driver's Licence TD82.

The applicant was not in attendance.

**Resolved:**

Consideration of Recall of Suspension of Taxi/Private Hire Car Driver's Licence TD82 be deferred to the next meeting of the Licensing Committee, being held on Thursday 19 September 2013, to allow the applicant to appear in person.

**457. RECALL OF SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD761**

There was submitted a report by the Head of Legal Services (13/370), together with (i) letter dated 21 June 2013 from Messrs Ward & Co, Solicitors, on behalf of the applicant and (ii) letter dated 17 July 2013 from Police Scotland, regarding consideration of Recall of Suspension of Taxi/Private Hire Car Driver's Licence TD761.

The applicant was in attendance, accompanied by his representative, Mr D Holmes. The representative from Police Scotland addressed the Committee and answered members' questions. Mr Holmes and the applicant also addressed the Committee and answered members' questions.

*FOLLOWING A SHORT ADJOURNMENT REQUESTED BY POLICE SCOTLAND, THE COMMITTEE RECONVENED.*

*FOLLOWING A SECOND SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.*

**Resolved:**

Suspension of Taxi/Private Hire Car Driver's Licence TD761 should not be recalled.

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**458. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE – TD1296**

There was submitted a report by the Head of Legal Services (13/373) regarding consideration of Grant of Taxi/Private Hire Car Driver's Licence TD1296.

The applicant was not in attendance.

**Resolved:**

Taxi/Private Hire Car Driver's Licence No. TD1296 be refused, on the grounds that the applicant is not a fit and proper person to be the holder of a Taxi/Private Hire Car Driver's Licence.

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