

MINUTE
of
LICENSING COMMITTEE

Minute of meeting held at 10.00am in the Council Chamber, Council Headquarters, Giffnock, on 14 March 2023.

Present:

Councillor Angela Convery (Vice-Chair) Councillor David Macdonald
Provost Mary Montague

Councillor Convery in the Chair

Attending:

Jacqui McCusker, Senior Solicitor; Jennifer Graham, Committee Services Officer; and Liona Allison, Assistant Committee Services Officer.

Also Attending:

Chief Inspector Graeme Gallie and Constable Gavin Walker, Police Scotland.

Apologies:

Councillors Paul Edlin (Chair) and Andrew Morrison.

DECLARATIONS OF INTEREST

375. There were no declarations of interest intimated.

Resolution to Exclude Press and Public

At this point in the meeting, on the motion of the Chair, the Committee unanimously resolved that, in accordance with the provisions of Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the press and public be excluded from the meeting for the remaining items of business on the grounds that they involved the likely disclosure of exempt information as defined in Paragraphs 6 and 14 of Part 1 of Schedule 7A to the Act.

PRIVATE HIRE DRIVER'S LICENCE – APPLICATION FOR GRANT

376. Under reference to the Minute of the meeting of 14 February 2023 (Page 392, Item 325 refers), when it was agreed to continue consideration of the application to the next meeting to allow the applicant to make a personal appearance, the Committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the grant of a Private Hire Driver's Licence (Agenda Item 3 refers).

The applicant was present.

Chief Inspector Gallie and Constable Walker representing the Chief Constable, who had made an out of time objection in respect of the application, were also present.

The report explained that in determining the application it would be for the Committee to decide if it wished to consider the out of time objection submitted by the Chief Constable and, if so, what weight it wished to attach to the objection and its relevance to the type of licence being applied for.

Having heard the applicant agree that the late objection could be considered, and following a short adjournment, the Committee agreed to consider the out of time objection and copies were provided to Members.

Constable Walker was heard in respect of the objection by the Chief Constable.

The applicant was then heard in respect of the application.

The Committee agreed to a short adjournment to consider the matter.

On reconvening, the Committee, having taken account of the submission made by the applicant, his previous convictions, their seriousness and relevance to the licence being applied for, and also having taken account of the objection by the Chief Constable, agreed that the application be refused on the grounds that the applicant was not a fit and proper person to be the holder of such a licence by virtue of his previous convictions.

PRIVATE HIRE DRIVER'S LICENCE – APPLICATION FOR GRANT

377. The Committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the grant of a Private Hire Driver's Licence (Agenda Item 4 refers).

The applicant, having been invited to the meeting, was not present.

Chief Inspector Gallie and Constable Walker representing the Chief Constable, who had made an out of time objection in respect of the application, were present.

The Committee agreed to continue consideration of the application to the next meeting to allow the applicant to attend.

PRIVATE HIRE DRIVER'S LICENCE – APPLICATION FOR GRANT

378. The Committee considered a report by the Chief Officer – Legal and Procurement in relation to an application for the grant of a Private Hire Driver's Licence (Agenda Item 5 refers).

The applicant was present.

Chief Inspector Gallie and Constable Walker representing the Chief Constable, who had made an objection in respect of the application, were also present.

Constable Walker was heard in respect of the objection submitted by the Chief Constable.

The applicant was then heard in respect of the application.

The Committee agreed to a short adjournment to consider the matter.

On reconvening, the Committee, having taken account of the submission made by the applicant, his previous convictions, their seriousness and relevance to the licence being applied for, and also having taken account of the objection by the Chief Constable, agreed that the application be refused on the grounds that the applicant was not a fit and proper person to be the holder of such a licence by virtue of his previous convictions.

CHAIR

