

# **LICENSING COMMITTEE**

Minute of Meeting of the Licensing Committee held in the Council Chambers, Ground Floor, Council Building, 2 High Street, Perth on Thursday 12 April 2018 at 10.00am.

Present: Councillors I James (Vice-Convenor), C Ahern, B Brawn, A Coates, D Illingworth, A Jarvis, A Parrott and R Watters.

In Attendance: PC L Gregge (Police Scotland); L Cormack (up to and including Art (Item 5)), M McLaren, S Michie, L Brown and A Taylor (all Corporate and Democratic Services).

Apologies for Absence: Councillors R Brock, B Pover, J Rebbeck, F Sarwar and L Simpson.

Councillor I James (Vice-Convenor), Presiding.

## **. WELCOME AND APOLOGIES**

The Convenor welcomed all present to the meeting. Apologies for absence were noted as above.

## **. DECLARATIONS OF INTEREST**

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

## **. MINUTES**

The Minute of Meeting of the Licensing Committee of 22 February 2018 was submitted and approved as a correct record.

## **. REVIEW OF TAXI AND PRIVATE HIRE VEHICLES**

There was submitted a report by the Head of Legal and Governance Services (18/122) providing an update on the results of the consultation recently carried out regarding the restrictions on the age of the taxi and private hire fleet.

### **Resolved:**

The conditions agreed by the Licensing Committee at its meeting on 26 October 2017 continue.

## **. RENEWAL OF A SECOND HAND MOTOR VEHICLE DEALER'S LICENCE NO. MD235**

There was submitted a report by the Head of Legal and Governance Services (18/123), together with letters of objection dated 19, 20 and 21 February 2018, regarding a Renewal of Second Hand Motor Dealers Licence No. MD235.

The applicant was in attendance and was accompanied by his partner.

The applicant addressed the Committee and answered members' questions. The Licensing Officer, Corporate and Democratic Services, Perth and Kinross Council, also addressed the Committee and answered Members' questions.

**Resolved:**

Second Hand Motor Vehicle Dealer's Licence MD235 be renewed for a period of 3 years with effect from 12 April 2018.

L CORMACK LEFT THE MEETING AT THIS POINT.

**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.**

**. CONTINUED SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO TD88**

There was submitted a report by the Head of Legal and Governance Services (18/124) together with a letter of objection from Police Scotland dated 19 March 2018 in terms of Schedule 1, Paragraph 11 of the Civic Government (Scotland) Act 1982 regarding continued suspension of Taxi/Private Hire Car Driver's Licence (TD88).

The Committee noted that this item had been withdrawn from the agenda at the request of the applicant.

**. SUSPENSION OF TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO TD1451**

There was submitted a report by the Head of Legal and Governance Services (18/125) together with a letter of objection from Police Scotland dated 22 January 2018 in terms of Schedule 1, Paragraph 11(2)(a) of the Civic Government (Scotland) Act 1982 regarding suspension of Taxi/Private Hire Car Driver's Licence (TD1451).

**Resolved:**

Consideration of suspension of Taxi/Private Hire Car Driver's Licence TD1451 be deferred to the next meeting of the Licensing Committee.

THE COMMITTEE UNANIMOUSLY AGREED TO VARY THE ORDER OF BUSINESS

**. GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO TD1726**

There was submitted a report by the Head of Legal and Governance Services (18/127) together with letter of objection from Police Scotland dated 16 March 2018 regarding application for grant of a Taxi/Private Hire Car Driver's Licence TD1726.

The applicant was in attendance.

The representative of Police Scotland addressed the Committee and answered Members' question. The applicant also addressed the Committee and answered Members' questions.

**Resolved:**

Taxi/Private Hire Car Driver's Licence TD1726 be granted for a period of 3 years with effect from 12 April 2018.

. **GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO TD1738**

There was submitted a report by the Head of Legal and Governance Services (18/128) together with letter of objection from Police Scotland dated 21 March 2018 regarding application for grant of a Taxi/Private Hire Car Driver's Licence TD1738.

The Committee noted that this item had been withdrawn from the agenda at the request of Police Scotland.

. **GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO TD1723**

There was submitted a report by the Head of Legal and Governance Services (18/129) regarding application for grant of a Taxi/Private Hire Car Driver's Licence TD1723.

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

**Resolved:**

Taxi/Private Hire Car Driver's Licence TD1723 be granted for a period of 3 years with effect from 12 April 2018.

. **GRANT OF A TAXI/PRIVATE HIRE CAR DRIVER'S LICENCE NO TD1718**

There was submitted a report by the Head of Legal and Governance Services (18/126) together with letter of objection from Police Scotland dated 26 February 2018 regarding application for grant of a Taxi/Private Hire Car Driver's Licence TD1726.

The applicant failed to attend.

The representative of Police Scotland addressed the Committee and answered Members' questions.

**Motion (Councillors A Parrott and C Ahern) – Application for grant of Taxi/Private Hire Car Driver's Licence TD1718 be refused on the grounds that the applicant is not a fit and proper person to hold a Licence.**

Amendment (Councillors B Brawn and D Illingworth) – The application for grant of Taxi/Private Hire Car Driver's Licence TD1718 be deferred to the next meeting of the Licensing Committee.

In terms of Standing Order 44, a roll call vote was taken.

3 Members voted for the Amendment as follows:  
Councillors B Brawn, D Illingworth and A Jarvis.

5 Members voted for the Motion as follows:  
Councillors C Ahern, A Coates, I James, A Parrott and R Watters.

**Resolved:**

In accordance with the Motion.

DRAFT