

LICENSING COMMITTEE

Minute of Meeting of the Licensing Committee held virtually via Microsoft Teams on Thursday 7 April 2022 at 10.00am.

Present: Councillors C Ahern (Convener), K Baird, B Brawn, R Brock D Illingworth, R McCall, A Parrott, W Robertson, F Sarwar and M Williamson.

In Attendance: D Gilkison, M McLaren, S Michie and D Williams (all Corporate and Democratic Services); J Gordon and D Smith (Police Scotland).

Apologies for Absence: Councillors J Rebbeck and C Stewart.

Councillor C Ahern (Convener), Presiding.

1. WELCOME AND APOLOGIES

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

2. DECLARATIONS OF INTEREST

There were no declarations of interest in terms of the Councillors' Code of Conduct.

3. MINUTES

The Minute of Meeting of the Licensing Committee of 24 February 2022 was submitted and approved as a correct record.

4. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 – TAXI FARE REVIEW

There was submitted a Report (22/70) by the Head of Legal and Governance Services. The Council is required to review the scales of fares for Taxis in this area at intervals of not more than 18 months. The Report (22/70) outlines the findings of the most recent review and proposes that there be an increase in fares.

Mr S Smith, Radio Taxis, addressed the Committee via audio conference and answered members' questions.

Resolved:

The Committee:

- (i) Agrees that the current scale of fares be increased by 15% as soon as relevant legislation and/or regulations permit.
- (ii) Agrees that the scale of fares be advertised in the local press and that interested parties are invited to respond within one month of the advertisement and any responses be considered at the next available Licensing Committee meeting.
- (iii) Agrees that if no representations are received after advertising, the new scale of fees commence from a date specified by the Head of

- Legal and Governance Services in the advertisement, that date to be approximately six weeks after the date of the advertisement.
- (iv) A further review of the Taxi Fares be carried out within the next 18 months.

IT WAS AGREED THAT THE PUBLIC AND PRESS SHOULD BE EXCLUDED DURING CONSIDERATION OF THE FOLLOWING ITEM IN ORDER TO AVOID THE DISCLOSURE OF INFORMATION WHICH IS EXEMPT IN TERMS OF SCHEDULE 7A TO THE LOCAL GOVERNMENT (SCOTLAND) ACT 1973.

P1. GRANT OF SKIN PIERCING AND TATTOOING LICENCE – NO. SP114

There was submitted a report by the Head of Legal and Governance Services (22/71) together with a letter of objection dated 17 March 2022, and a letter of representation from the applicant dated 30 March 2022, regarding Grant of Skin Piercing and Tattooing Licence No. SP114

The applicant and objector were both in attendance.

The applicant addressed the Committee and answered Members' questions. The objector addressed the Committee and answered Members' questions.

Resolved:

Skin Piercing and Tattooing Licence No. SP114 be granted.

P2. GRANT OF TAXI/PRIVATE HIRE CAR DRIVER LICENCE – NO. TD2090

There was submitted a report by the Head of Legal and Governance Services (22/72) together with a letter of objection dated 8 March 2022 from Police Scotland regarding Grant of Taxi/Private Hire Car Driver Licence No. TD2090.

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.

FOLLOWING A SHORT ADJOURNMENT, THE COMMITTEE RECONVENED.

Motion (Councillors C Ahern and D Illingworth)

The application for a grant of Taxi/Private Hire Care Driver Licence No. TD2090 be granted.

Amendment (Councillors R McCall and F Sarwar)

The application for a grant of Taxi/Private Hire Car Driver's Licence No. TD88 be refused on the grounds that the applicant is not a fit and proper person to hold a Taxi/Private Hire Car Driver Licence.

In accordance with Standing Order 21, a roll call vote was taken.

5 members voted for the Motion as follows:

Councillors C Ahern, K Baird, D Illingworth, A Parrott and W Robertson.

5 members voted for the Amendment as follows:

Councillors B Brawn, R Brock, R McCall, F Sarwar and M Williamson.

In accordance with Standing Order 21, the Convener exercised his right to a casting vote in favour of the Motion.

Resolved:

In accordance with the Motion.

P3. CONSIDERATION OF SUSPENSION OF TAXI / PRIVATE HIRE CAR DRIVER LICENCE - TD1346

There was submitted a report by the Head of Legal and Governance Services (22/85) together with a letter from the Council as Licensing Authority to the Applicant dated 28 March 2022, regarding Consideration of Suspension of Taxi/Private Hire Car Driver Licence – TD1346.

The applicant was in attendance.

S Michie, on behalf of the Licensing Authority as objector, addressed the Committee and answered Members' questions. The applicant addressed the Committee and answered Members' questions.

Resolved:

Taxi/Private Hire Car Driver Licence NO. TD1346 be suspended until 7 May 2022.

P4. GRANT OF TEMPORARY PUBLIC ENTERTAINMENT LICENCE - PET0027

There was submitted a report by the Head of Legal and Governance Services (22/86) together with a letter of objection dated 8 March 2022 from Police Scotland regarding Grant of Temporary Public Entertainment Licence No. PET0027.

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:

Grant of Temporary Public Entertainment Licence NO. PET0027, be refused on the grounds of public safety, as the applicant is not a fit and proper person to hold a Temporary Public Entertainment Licence.

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