

MINUTE of MEETING of the LICENSING COMMITTEE (PRIVATE) held within MSTEAMS VIRTUAL MEETING, on 7 JULY 2021.

Present – Councillors Peter Heggie (Chair), George Paul, David Dodds and Chris Horne

Apologies – Councillors Harry Cartmill and Jim Dickson

1. MINUTE

The committee confirmed the draft Minute of its meeting held on Wednesday 16 June 2021 as a correct record.

2. PRIVATE

The Committee resolved under Section 50(A) (4) of the Local Government (Scotland) Act 1973, that the public be excluded from the meeting during consideration of the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in paragraphs 3, 12 and 14 of Schedule 7A of the Act.

3. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - TAXI OPERATOR'S LICENCE

The committee noted that the Police Scotland representative had been unable to attend therefore the item of business was postponed to the next scheduled meeting on 11 August 2021.

Decision

To adjourn to 11 August 2021 due to the absence of the Police Scotland representative.

4. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - TAXI DRIVER'S LICENCE

The committee noted that the Police Scotland representative had been unable to attend therefore the item of business was postponed to the next scheduled meeting on 11 August 2021.

Decision

To adjourn to 11 August 2021 due to the absence of the Police Scotland representative.

5. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - PRIVATE HIRE CAR DRIVER'S LICENCE

The licence holder was in attendance.

The committee noted that the Police Scotland representative had been unable to attend.

Introductions were made by all parties and the procedures explained.

Decision

1. To adjourn to 11 August 2021 due to the absence of the Police Scotland representative; and
2. To suspend the Private Hire Car Driver's Licence with immediate effect until 11 August 2021.

6. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - STREET TRADER'S LICENCE

The applicant was in attendance.

Police Scotland was represented by Inspector Brendan McMahon.

Introductions were made and the procedures explained.

The committee considered a report (copies of which had been circulated) by the Chief Solicitor with regard to a Street Traders Licence application.

It was recommended that the committee consider and determine the application.

Decision

To grant a Street Trader's Licence with a warning regarding future conduct.

7. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - PRIVATE HIRE CAR DRIVER'S LICENCE

The licence holder was in attendance with a supporter.

Introductions were made by all parties and the procedures explained.

The committee considered a report (copies of which had been circulated) by the Chief Solicitor with regard to the Private Hire Car Driver's Licence.

It was recommended that the committee consider an immediate suspension on the grounds of public safety in view of the fact that the licence holder had disclosed a medical condition which may affect their fitness to drive a licensed hire car vehicle.

Decision

1. To suspend the Private Hire Car Driver's Licence with immediate

effect for the unexpired portion of the duration of the licence; and

2. To delegate authority to the Chief Solicitor to recall the suspension when the licence holder is certified as fit to drive by the council's medical advisors.

8. CIVIC GOVERNMENT (SCOTLAND) ACT 1982 - TAXI DRIVER'S LICENCE

The committee noted that the licence holder was not in attendance.

The committee considered a report (copies of which had been circulated) by the Chief Solicitor with regard to the Taxi Driver's Licence.

It was recommended that the committee consider an immediate suspension on the grounds of public safety in view of the fact that the licence holder had disclosed a medical condition which may affect their fitness to drive a licensed hire car vehicle.

Decision

1. To suspend the Taxi Driver's Licence with immediate effect for the unexpired portion of the duration of the licence; and
2. To delegate authority to the Chief Solicitor to recall the suspension when the licence holder is certified as fit to drive by the council's medical advisors.

9. NOTE ACTION TAKEN IN TERMS OF STANDING ORDER 31 (URGENT BUSINESS) TO SUSPEND A TAXI DRIVER'S LICENCE ON 23 JUNE 2021

The committee noted the following action taken in terms of Standing Order 31 (Urgent Business):-

- To immediately suspend a Taxi Driver's Licence on 23 June 2021.