

Special Licensing Committee  
31 May 2023

**IRVINE**, 31 May 2023 - At a Special Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m.

**Present**

Eleanor Collier, Nairn McDonald, John Bell, Cameron Inglis, Christina Larsen, Jean McClung, Matthew McLean, Donald L. Reid, Ronnie Stalker and Angela Stephen.

**In Attendance**

D. Robertson, Enforcement Officer (Legal Services), W. O'Brien, Solicitor, C. Pollock Licensing Administration Officer (Licensing) and H. Clancy, Committee Services Officer (Democratic Services) (Chief Executive's Service).

**Also in Attendance**

Detective Inspector S. Kirkland, Sergeant S. Syme and D. Hastings (Police Scotland)

**Chair**

Councillor Collier in the Chair.

**1. Declarations of Interest**

There were no declarations of interest by Members in terms of Standing Order 11 and Section 5 of the Code of Conduct for Councillors.

**2. Exclusion of the Public**

The Committee resolved, under Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public, for Agenda Items 5 and 6 (Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters) on the grounds that they involved the likely disclosure of Exempt Information as defined in Section 50J of, and Schedule 7A to, the Local Government (Scotland) Act 1973.

The 'Exempt Information' concerned is information of the type described in one or more of Paragraphs 3, 6, 14 and 15 of Part 1 of Schedule 7A to the Act:

3. "Information relating to any particular applicant for, or recipient or former recipient of, any service provided by the authority."
6. "Information relating to the financial or business affairs of any particular person (other than the authority)." C
14. "Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime."

15. "The identity of a Protected Informant" - where "Protected Informant" is defined in Part III as a person who informs the Local Authority about a past, present or future crime, breach of statutory duty, breach of planning control, or nuisance."

**3. Civic Government (Scotland) Act 1982 and other Licensing Statutes: Licensing Matters**

Submitted report by the Head of Democratic Services on hearings to be determined and applications for the grant or renewal of licences, consents and permits, on hearings and on other matters, under the Civic Government (Scotland) Act 1982 and other Licensing legislation.

**Appendix A: Hearings**

**3.1 Taxi Driver's Licence: TDL/02310 (Renewal): Nathan Smith**

The applicant having been duly cited to attend was present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The applicant and applicant's legal representative then addressed the Committee on the issues raised and responded to questions.

**Decision**

The Committee agreed, Councillor Larsen dissenting, to grant the application subject to the Council's standard conditions in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

**3.2 Taxi Driver's Licence: TDL/02310: Nathan Smith**

The licence holder having been duly cited to attend was present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holder and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

**Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.3 Taxi Driver's Licence: TDL/02283: Jamie Dorrans**

The licence holder having been duly cited to attend was present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holder and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.4 Taxi Licence: TL/440: Jamie Dorrans**

The licence holder having been duly cited to attend was present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holder and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.5 Taxi Driver's Licence: TDL/02303: Calvin Smith**

The licence holder having been duly cited to attend was present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holder and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.6 Taxi Licence: TL/441: Calvin Smith**

The licence holder having been duly cited to attend was present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holder and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

In terms of Standing Order 6.8, the Chair agreed that the meeting be adjourned at 12.30 p.m. for a short comfort break, reconvening at 1.05 p.m. with the same Members and officers present and in attendance.

### **3.7 Taxi Licence: TL/001: Hugh O'Neill, Calvin Smith, Jamie Dorrans, Desmond Quigley**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.8 Taxi Licence: TL/034: Hugh O'Neill, Gordon Smith, Calvin Smith**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.9 Taxi Licence: TL/436: Hugh O'Neill, Gordon Smith, Calvin Smith**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.10 Taxi Licence: TL/073: Hugh O'Neill, Gordon Smith, Calvin Smith, Jamie Dorrans**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.11 Taxi Licence: TL/431: Hugh O'Neill, Gordon Smith, Calvin Smith, Jamie Dorrans**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.12 Taxi Licence: TL/435: Hugh O'Neill, Gordon Smith, Calvin Smith, Jamie Dorrans**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.13 Taxi Licence: TL/155: Hugh O'Neill, Jamie Dorrans**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.14 Taxi Licence: TL/443: Gordon Smith**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.15 Taxi Licence: TL/443: Hugh O'Neill**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

### **3.16 Booking Office Licence: BOL/023: Hugh O'Neill**

The licence holder's having been duly cited to attend were present. Representatives from Police Scotland were also in attendance.

Police Scotland addressed the Committee on the terms of a letter setting out their representation.

The licence holders and licence holder's legal representative then addressed the Committee on the issues raised and responded to questions.

#### **Decision**

The Committee agreed, Councillor Larsen dissenting, to take no further action.

The meeting ended at 3.15 p.m.