

Licensing Committee  
21 January 2015

**IRVINE, 21 January 2015** - At a Meeting of the Licensing Committee of North Ayrshire Council at 10.00 a.m.

**Present**

Ronnie McNicol, Tom Marshall, Robert Barr, John Bruce, Ian Clarkson, Grace McLean, Catherine McMillan, Donald Reid and Robert Steel.

**In Attendance**

W. O'Brien, Solicitor (Licensing), K. Sharkey, Trainee Solicitor, A. Toal Administrative Assistant and D. McCaw, Committee Services Officer (Chief Executive's Service).

**Also In Attendance**

Inspector Oates and PC McLean (Police Scotland).

**Chair**

Councillor McNicol in the Chair.

**Apologies for Absence**

John Easdale.

**1. Declarations of Interest**

There were no declarations of interest by Members in terms of Standing Order 16 and Section 5 of the Councillors Code of Conduct.

**2. Minutes**

The accuracy of the Minutes of the Ordinary Meeting of the Committee held on 19 November 2014 was confirmed and the Minutes signed in accordance with Paragraph 7 (1) of Schedule 7 of the Local Government (Scotland) Act 1973.

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

Submitted report by the Chief Executive on (a) Hearings to be determined; (b) applications for the grant or renewal of licences and permits; and (c) issues arising in respect of existing licences, all in terms of the Civic Government (Scotland) Act 1982.

**Part A: Hearings**

**3.1 Taxi Driver's Licence TDL/00556 (1 year) - William Burley**

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

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives of Police Scotland then addressed the Committee on the terms of a letter setting out an observation in relation to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

### **Decision**

The Committee unanimously agreed to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **3.2 Taxi Driver's Licence TDL/01944 (1 year) - Mark Beattie**

The applicant, having been duly cited to attend, was not present. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives of Police Scotland then addressed the Committee on the terms of a letter setting out an observation in relation to the application.

### **Decision**

The Committee unanimously agreed to refuse the application in terms of Paragraph 5(1)(c) of Schedule 1 of the Civic Government (Scotland) Act 1982, on the grounds set out in Paragraph 5(3)(a)(ii) of the said Schedule, that the applicant is not a fit and proper person to be the holder of a Taxi Driver's Licence.

### **3.3 Taxi Driver's Licence TDL/01947 (1 year) - Rhonda Morrison**

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

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives of Police Scotland then addressed the Committee on the terms of a letter setting out an observation in relation to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

### **Decision**

After discussion, Councillor Bruce, seconded by Councillor McMillan, moved to grant the application.

As an amendment, Councillor McLean, seconded by Councillor Steel, moved to refuse the application.

On a division, there voted for the amendment 3 and for the motion 6, and the motion was declared carried.

Accordingly, the Committee agreed to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **3.4 Taxi Driver's Licence TDL/01950 (1 year) - Rana Ahmad**

The applicant, having been duly cited to attend, was not present. Representatives from Police Scotland were in attendance.

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives of Police Scotland then addressed the Committee on the terms of a letter setting out an observation in relation to the application.

#### **Decision**

After discussion, Councillor Reid, seconded by Councillor Bruce, moved to grant the application.

As an amendment, Councillor Barr, seconded by Councillor McLean, moved to refuse the application.

On a division, there voted for the amendment 4 and for the motion 5, and the motion was declared carried.

Accordingly, the Committee agreed to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **3.5 Taxi Driver's Licence TDL/01955 (1 year) - Mark Boyd**

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

The Solicitor (Licensing) set out the background to the Hearing as previously intimated in writing to the applicant. The representatives of Police Scotland then addressed the Committee on the terms of a letter setting out an observation in relation to the application. Thereafter, the applicant addressed the Committee on the issues raised and responded to questions.

## **Decision**

The Committee unanimously agreed to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **Part B: Applications for Licences and Renewal of Licences**

#### **3.6 TDL/01954 (1 year) Callum Findlay Campbell**

The Committee unanimously agreed to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

#### **3.7 TDL/01956 (1 year) Robert Crozier Boyd**

The Committee unanimously agreed to grant the application in terms of Paragraph 5(1)(a) of Schedule 1 of the Civic Government (Scotland) Act 1982.

### **Part C: Issues in Respect of an Existing Licence**

#### **3.8 SHDL/160 Justin Reilly**

The Committee unanimously agreed to take no further action.

The meeting ended at 10.50 a.m.