

Protective Services Committee  
25 September 1997

**Irvine, 25 September 1997** - At a Special Meeting of the Protective Services Committee of North Ayrshire Council at 11.00 a.m.

**Present**

Jack Carson, Thomas Barr, Ian Clarkson, Elliot Gray, Thomas Morris and George Steven.

**In Attendance**

The Legal Services Manager; Ms J Kerr, Principal Licensing and District Court Officer (Legal Services); and S Paxton, Administration Officer (Chief Executive).

**Chair**

Mr Carson in the Chair.

**Apologies for Absence**

John Donn and Richard Wilkinson.

**1. Exclusion of Public**

The Committee resolved, in terms of Section 50A(4) of the Local Government (Scotland) Act 1973, to exclude from the Meeting the press and the public for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraphs 6, 13 and 14 of Schedule 7A of the Act.

**2. Civic Government (Scotland) Act, 1982: Hearings in Respect of Licensing Applications**

Submitted report by the Legal Services Manager detailing applications to be heard by the Committee.

**(a) Taxi Driver Licence: TDL/686(R)**

An application received on 26 May 1997 from Mr J J for the grant of the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant was not in attendance at the hearing nor was a written statement in support of the application for renewal of the licence received.

The Committee agreed, having heard the Principal Licensing and District Court Officer, that the application for renewal of the licence be refused on medical grounds.

**(b) Taxi Driver Licence: TDL/549(R)**

An application received on 30 June 1997 from Mr M J F for the grant of the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application for the renewal of the licence.

The applicant was not in attendance at the hearing and no written statement in support of the application for renewal of the licence was received.

Having considered the facts and circumstances surrounding the application for renewal of the licence before them, the Committee agreed that the application be refused on the grounds indicated in Paragraph 5 (3) (a) (ii) of Schedule 1 to the Civic Government (Scotland) Act 1982 that the applicant is not a fit and proper person to be the holder of such a licence in virtue of the convictions recorded against him in 1992, 1995 and 1997.

(c) Taxi Driver Licence: TDL/284(R)

An application received on 21 May 1997 from Mr J M for the grant of the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application for the renewal of the licence.

The applicant was not in attendance at the hearing and no written statement in support of the application for renewal was received.

Having considered the facts and circumstances surrounding the application for the renewal of the licence before them, the Committee agreed that the application be refused on the grounds indicated in Paragraph 5 (3) (a) (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982 that the applicant is not a fit and proper person to be the holder of such a licence by virtue of the convictions recorded against him in 1988, 1995 and 1997.

(d) Taxi Driver Licence: TDL/456(R)

An application received on 30 June 1997 from Mr G McD for the grant of the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement in support of the application for renewal of the licence was received.

Having considered the facts and circumstances surrounding the application for the renewal of the licence before them, the Committee agreed (a) to grant the renewal of a licence for a period of one year only; and (b) that the licence holder be warned to take due care and attention to the conditions of the licence.

(e) Taxi Driver Licence:TDL/801(N)

An application received on 23 May 1997 from Mr A M for the grant of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement was received.

Having considered the facts and circumstances surrounding the application before them, the Committee agreed that the application be refused on the grounds indicated in Paragraph 5 (3) (a) (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982 that the applicant is not a fit and proper person to be the holder of such a licence by virtue of the convictions recorded against him in 1974, 1979, 1992 and 1995.

(f) Taxi Driver Licence: TDL/227(R)

An application received on 21 April 1997 from Mr D H A for the grant the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement was received.

Having considered the facts and circumstances surrounding the application for the renewal of the licence before them, the Committee agreed that the application be refused on the grounds indicated in Paragraph 5 (3) (a) (ii) of Schedule 1 of the Civic Government (Scotland) Act 1982 that the applicant is not a fit and proper person to be the holder of such a licence by virtue of (a) the convictions recorded against him in 1982, 1986, 1987, 1988, 1994 and 1996; and (b) failure to comply with the conditions of the licence.

(g) Taxi Driver Licence: TDL/229(R)

An application received on 29 April 1997 from Mr A R for the grant of the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement in support of the renewal of the licence was received.

Having considered the facts and circumstances surrounding the application for the renewal of the licence before them, the Committee agreed to grant the application for the renewal of a Taxi Driver's Licence.

(h) Street Trader's Employee Licence: STL/E/136(N)

An application received on 21 May 1997 from Mr J W A for the grant of a Street Trader's Employees Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement was received.

Having considered the facts and circumstances surrounding the application before them, the Committee agreed (a) to grant a Street Trader's Employees Licence; and (b) that the licence holder be warned about his future conduct.

(i) Private Hire Car Driver: PHCDL/042(N)

An application received on 27 May 1997 from Mr T M H for the grant of a Private Hire Car Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement was received.

Having considered the facts and circumstances surrounding the application before them, the Committee agreed (a) that the licence be granted for the period of one year; and (b) the applicant be warned about his future conduct.

(j) Taxi Driver's Licence: TDL/126(R)

An application received on 23 April 1997 from Mr A J C for grant of the renewal of a Taxi Driver's Licence.

The applicant had been invited to attend or submit a written statement in support of the application.

The applicant attended the hearing but no written statement has been received.

Having considered the facts and circumstances surrounding the application before them, the Committee agreed (a) to grant the renewal of the licence; and (b) that the licence holder be warned to give due care and attention to the conditions of the licence.

(k) Public Charitable Collection

The Committee considered an application for the grant of a Public Charitable Collection submitted by Mr W MacM.

The applicant had been invited to attend or submit a written statement in support of his application.

The applicant was not in attendance at the hearing nor was any written statement in support of the application received.

Having considered the facts and circumstances surrounding the application before them, the Committee agreed to refuse the application in terms of Section 119 (6) (d) of Schedule 1 of the Civic Government (Scotland) Act 1982.

The meeting ended at 12.45 p.m.