

**GENERAL PURPOSES BOARD - 12 MARCH 2008**

---

**General Purposes Board**

**Wednesday 12 March 2008 at 4 pm**

**Present:** Councillors Ahlfeld, Brooks, Grieve, MacLeod, McCallum, McIlwee, Moran and Rebecchi.

**Chair:** Councillor Ahlfeld presided.

**In attendance:** Mr H McNeilly (for Head of Legal & Administration).

**Apologies:** Councillors Dorrian, Fyfe and McKenzie.

**The following paragraphs are submitted for information only, having been dealt with under the powers delegated to the Board.**

**198      Application for Late Hours Catering Licence: BP Express Shopping Ltd      198**  
**BP Branchton Convenience Store**

There was submitted a report by the Head of Legal & Administration on an application for a Late Hours Catering Licence by BP Express Shopping Ltd to allow the operation of a takeaway facility at the BP Branchton Convenience Store between the hours of 11 pm and 5 am the following morning on Mondays to Sundays following submission of a letter of observation by the Chief Constable which indicated that the hours applied for were outwith the Council's policy for Late Hours Catering Licences. At its meeting on 13 February 2008 the Board had decided to continue the matter to allow the Chief Constable to provide the applicant with details of all police calls to the premises in the past year. The Board heard Constable Gailey in support of the Chief Constable's observation and Mr Hunter for the applicant.

**Decided:** that the application be granted for (1) Sundays to Thursdays - 11 pm to 12.30 am the following morning and (2) Fridays and Saturdays - 11 pm to 1.00 am the following morning for 1 year.

**199      Application for Street Trader's Licence: John A Brolly      199**

There was submitted a report by the Head of Legal & Administration on an application for a Street Trader's Licence by Mr John A Brolly to allow him to operate a hot food van in Arthur Street, Greenock between the hours of 8 am and 5 pm daily following an objection by the Head of Environmental Services (Roads) on the grounds (1) that the proposed location of the trailer would obstruct the visibility splay at the access between 2 and 4 Arthur Street; (2) that vehicles would be forced to stop and wait for an opportunity to overtake at the junctions when vehicles were approaching from the opposite direction; and (3) that vehicles would have to overtake at the accesses contrary to the recommendations of the Highway Code. He also indicated that road safety would be prejudiced due to confrontation between overtaking vehicles and the obstruction of the visibility splay. The Board heard Mr Brolly in support of his application.

**Decided:** that the application be granted.

**It was agreed in terms of Section 50(A)(4) of the Local Government (Scotland) Act 1973 as amended that the public and press be excluded from the meeting during consideration of the following items on the grounds that the business involved the likely disclosure of exempt information as defined in Paragraph 6 of Part I of**

GENERAL PURPOSES BOARD - 12 MARCH 2008

---

**Schedule 7(A) of the Act.****200 Application for Street Trader's Licence: James Gatens 200**

There was submitted a report by the Head of Legal & Administration on an application for a Street Trader's Licence by Mr James Gatens following an objection from the Head of Environmental Services (Roads) and a representation from the Chief Constable, Strathclyde Police. The Head of Environmental Services (Roads) had objected to the application on the grounds (1) that Mackenzie Street is an industrial access road serving various businesses via individual and multiple accesses and it was proposed to locate the food van 30 metres from the junction of Mackenzie Street with the A8 directly opposite the entrance to Cappielow Industrial Estate which requires unrestricted access by HGVs and (2) that Mackenzie Street is heavily parked by vehicles using adjacent businesses resulting in congestion and confrontation between vehicles manoeuvring in the road and any further cause of congestion would further prejudice road safety to the detriment of the safe operation of the road.

The Chief Constable had submitted a representation on the grounds that Mr Gatens was the subject of a report to the Procurator Fiscal at Greenock.

**Decided:** that the application be refused.

**201 Application for Renewal of Taxi Licence: Robert McGeachy 201**

There was submitted a report by the Head of Legal & Administration on an application for renewal of Taxi Licence by Mr Robert McGeachy following an objection by Mr James Cannon. The Board heard Mr Cannon in support of his objection and Mr Campbell on behalf of Mr McGeachy.

**Decided:** that the application be continued to give the applicant further opportunity to appear in support of his application.

**202 Request for Suspension of Taxi Driver's Licence: Paul Michael Gallagher 202**

There was submitted a report by the Head of Legal & Administration on a request for suspension of Mr Gallagher's Taxi Driver's Licence following a complaint by the Chief Constable.

**Decided:** that Mr Gallagher's Taxi Driver's Licence be suspended for the remainder of its term.