

GENERAL PURPOSES BOARD - 12 MAY 2010

General Purposes BoardWednesday 12 May 2010 at 3 pm

Present : Councillors Ahlfeld, Blair (for Fyfe), Dorrian, Loughran (for Moran), MacLeod, McKenzie and Rebecchi.

Chair : Councillor Ahlfeld presided.

In attendance: Mr H McNeilly (for Head of Legal & Democratic Services).

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

311 Apologies, Substitutions and Declarations of Interest 311

Apologies for absence were intimated on behalf of Councillors Brooks, Fyfe, Grieve, McCallum, McIlwee and Moran with Councillor Blair substituting for Councillor Fyfe and Councillor Loughran for Councillor Moran.

Councillor Ahlfeld intimated a non-financial interest prior to the commencement of the meeting by virtue of personal acquaintance with one of the applicants, Mr James Cannon.

312 Consideration of Reports in Public/Private 312

There was submitted a report by the Head of Legal & Democratic Services on the relative advantages and disadvantages of hearing licence applications in public or private. At its meeting on 14 April 2010 the Board had remitted to the Head of Legal & Democratic Services to prepare such a report.

Decided: that a Special Meeting of the General Purposes Board be convened in order to continue consideration of the report and to allow Members who were not present to participate in making the decision.

313 Houses in Multiple Occupation Over Provision 313

There was submitted a report by the Head of Legal & Democratic Services requesting that the Board notes the result of the survey carried out by the Head of Legal & Democratic Services to ascertain the extent to which other Local Authorities have introduced an over provision policy for houses in multiple occupation. At its meeting on 10 March 2010 the Board had remitted to the Head of Legal & Democratic Services to bring a further report to the Board on the over provision policy operated by other Councils.

Decided: that it be remitted to the Head of Legal and Democratic Services to provide to the Board (1) a map showing the locations of HMOs in Inverclyde and (2) the number of HMOs currently licensed in Inverclyde.

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

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grounds that the business involved the likely disclosure of exempt information as defined in Paragraph 6 of Part I of Schedule 7(A) of the Act.

- 314 **Application for Street Trader's Licence: William Bonner, East Breast, Greenock** 314

There was submitted a report by the Head of Legal & Democratic Services on an application for Street Trader's Licence by Mr William Bonner to operate a hot food van at East Breast, Greenock. At its meeting on 14 April 2010 the Board had decided to continue the application in order for the current licence holder to be contacted with a view to ascertaining her future intentions with regard to the site. Mr McNeilly advised the Board that no response had been received from the current licence holder.

Deci ded: that the application be granted subject to the condition that any vehicle, kiosk or moveable stall be removed from the trading location at East Breast outwith trading hours.

- 315 **Application for Street Trader's Licence: Wilma Bonner, East Breast, Greenock** 315

There was submitted a report by the Head of Legal & Democratic Services on an application for Street Trader's Licence by Ms Wilma Bonner to operate a hot food van at East Breast, Greenock. At its meeting on 14 April 2010 the Board had decided to continue the application in order for the current licence holder to be contacted with a view to ascertaining her future intentions with regard to the site. Mr McNeilly advised the Board that no response had been received from the current licence holder.

Deci ded: that the application be granted subject to the condition that any vehicle, kiosk or moveable stall be removed from the trading location at East Breast outwith trading hours.

- 316 **Application for Licence for House in Multiple Occupation: Pol Stewart, Flat First Left, 27 Ardgowan Square, Greenock** 316

There was submitted a report by the Head of Legal & Democratic Services on an application for licence for House in Multiple Occupation by Mr Pol Stewart for Flat First Left, 27 Ardgowan Square, Greenock. At its meeting on 14 April 2010 the Board had decided to continue consideration of the application to allow time for the issue of the tenancy agreement to be resolved. The Board heard Mr W Rice for the Head of Regeneration & Planning who advised that the tenancy issue had now been resolved and the objection had been withdrawn.

Deci ded: that the application be granted.

- 317 **Application for Licence for House in Multiple Occupation: Pol Stewart, Main Door Flat, 44 Newton Street, Greenock** 317

There was submitted a report by the Head of Legal & Democratic Services on an application for licence for House in Multiple Occupation by Mr Pol Stewart for Main Door Flat, 44 Newton Street, Greenock. At its meeting on 14 April 2010 the Board had decided to continue consideration of the application to allow time for the issue of the tenancy agreement to be resolved. The Board heard Mr W Rice for the Head of Regeneration & Planning who advised that the tenancy issue had now been resolved and

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the objection had been withdrawn.

Deci ded: that the application be granted.

318 Application for Licence for House in Multiple Occupation: Pol Stewart, Main Door Flat, 37 Brisbane Street, Greenock 318

There was submitted a report by the Head of Legal & Democratic Services on an application for licence for House in Multiple Occupation by Mr Pol Stewart for Main Door Flat, 37 Brisbane Street, Greenock. At its meeting on 14 April 2010 the Board had decided to continue consideration of the application to allow time for the issue of the tenancy agreement to be resolved. The Board heard Mr W Rice for the Head of Regeneration & Planning who advised that the tenancy issue had now been resolved and the objection had been withdrawn.

Deci ded: that the application be granted.

319 Application for Licence for House in Multiple Occupation: Pol Stewart, Flat Top Left, 59 Finnart Street, Greenock 319

There was submitted a report by the Head of Legal & Democratic Services on an application for licence for House in Multiple Occupation by Mr Pol Stewart for Flat Top Left, 59 Finnart Street, Greenock. At its meeting on 14 April 2010 the Board had decided to continue consideration of the application to allow time for the issue of the tenancy agreement to be resolved. The Board heard Mr W Rice for the Head of Regeneration & Planning who advised that the tenancy issue had now been resolved and the objection had been withdrawn.

Deci ded: that the application be granted.

320 Application for Licence for House in Multiple Occupation: Carol Bateman, Basement Flat, 41 Campbell Street, Greenock 320

There was submitted a report by the Head of Legal & Democratic Services on an application for licence for House in Multiple Occupation by Ms Carol Bateman for Basement Flat, 41 Campbell Street, Greenock. At its meeting on 10 March 2010 the Board had decided to continue consideration of the application and remitted it to Mr McNeilly to bring a further report to the Board on the over provision policy operated by other Councils.

Deci ded: that a visit to the property be arranged for the purposes of fact finding and consideration of the application be continued to the next meeting of the Board.

321 Application for Licence for House in Multiple Occupation: John Yarr, Main Door Flat, 15 Ardgowan Square, Greenock 321

There was submitted a report by the Head of Legal & Democratic Services on an application for licence for House in Multiple Occupation by Mr John Yarr for Main Door Flat, 15 Ardgowan Square, Greenock. At its meeting on 10 March 2010 the Board had decided to continue consideration of the application and remitted it to Mr McNeilly to bring a further report to the Board on the over provision policy operated by other Councils.

Deci ded: that consideration of the application be continued to the next meeting of the Board to allow Mr Yarr to be in attendance.

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- 322 Taxi Licence: James Cannon 322**
- Councillor Ahlfeld declared a non-financial interest by virtue of personal acquaintance with the applicant, vacated the Chair and left the meeting. Councillor McKenzie took the Chair.
- There was submitted a report by the Head of Legal & Democratic Services requesting that the Board considers whether or not to approve Mr Brian Stevenson as a partner for Mr James Cannon as holder of taxi licence No P232. At its meeting on 14 April 2010 the Board had decided to continue consideration of the request in order that more information be obtained.
- Deci ded:** that the request that Mr Brian Stevenson be approved as a partner for Mr James Cannon in relation to taxi licence No P232 be refused as Mr Cannon did not attend the hearing as requested.
- Councillor Ahlfeld returned to the meeting and resumed the Chair at the conclusion of this item.
- 323 Taxi Licence: Paul Travers 323**
- There was submitted a report by the Head of Legal & Democratic Services requesting that the Board considers a request from Mr Paul Travers as the holder of taxi licence No P233 to enter into a partnership with a suitable person. At its meeting on 14 April 2010 the Board had decided to continue consideration of the request in order that more information be obtained.
- Deci ded:** that Mr Paul Travers not be allowed to enter into a partnership with a suitable person in relation to taxi licence No P233 but that there was no question of the licence being revoked should it not be in operation due to him being ill.
- 324 Appl i cat i on f or Taxi Driver's Licence: James Paul McMillan 324**
- There was submitted a report by the Head of Legal & Democratic Services on an application for a Taxi Driver's Licence by Mr McMillan following receipt of a police objection.
- Deci ded:** that the application be refused.
- 325 Appl i cat i on f or Taxi Driver's Licence: Christopher Quigley 325**
- There was submitted a report by the Head of Legal & Democratic Services on an application for a Taxi Driver's Licence by Mr Quigley following receipt of a police observation.
- Deci ded:** that the application be refused.
- 326 Appl i cat i on f or Taxi Driver's Licence: Gerry Dougan 326**
- There was submitted a report by the Head of Legal & Democratic Services on an application for a Taxi Driver's Licence by Mr Dougan following receipt of a police objection.
- Deci ded:** that the application be refused.
- 327 Application for Late Hours Catering Licence: Roc UK Ltd, Clyde Port Service Station, Scarlow Street, Port Glasgow 327**

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There was submitted a report by the Head of Legal & Democratic Services on an application for a Late Hours Catering Licence by Roc UK Ltd to allow the operation of a take-away facility at the premises known as Clyde Port Service Station, Scarlow Street, Port Glasgow 24 hours a day from Monday to Sunday. The Board heard Ms Caroline Loudon from Lindsays, Solicitors.

Deci ded:

- (1) that the application be granted Mondays to Sundays 24 hours a day for hot drinks and cold food only;
- (2) that all reasonable steps be taken to control litter.

328 Application for Taxi/Private Hire Booking Office Licence: River Clyde 328
Taxis Ltd, 45 East Hamilton Street, Greenock

Mr McNeilly advised the Board that the application had been withdrawn.