

GENERAL PURPOSES BOARD – 16 JANUARY 2013

General Purposes BoardWednesday 16 January 2013 at 3.00 pm

Present: Councillors Ahlfeld, Brennan, Campbell-Sturgess, Dorrian, Grieve, Jones, Loughran, McColgan, McEleny, McIlwee and Rebecchi.

Chair: Councillor Dorrian presided.

In attendance: Mr F Jarvie (for Head of Legal & Democratic Services), Sergeant David Macdonald, Strathclyde Police.

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

22 Apologies, Substitutions and Declarations of Interest**22**

There were no apologies, substitutions or declarations of interest intimated to the Board.

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 Schedule 7(A) of the Act.

23 Application for Taxi Driver's Licence: William Smiley**23**

There was submitted a report by the Head of Legal & Democratic Services on an application for renewal of a Taxi Driver's Licence by Mr Smiley [REDACTED] [REDACTED] Mr Smiley was present with his representative, Mr Gallagher, Aidan Gallagher & Co. Dr Sykes of Dr Blyth & Partners was also present.

Mr Jarvie advised the Board that the application had been continued from the previous meeting to allow Mr Smiley to be suitably represented and Dr Sykes be in attendance [REDACTED] A letter dated 5 December 2012 from Dr McCartney was submitted by Mr Smiley. Mr Jarvie sought clarification from Mr Smiley if it was his intention that this letter be considered at the meeting today. Mr Gallagher confirmed his client's wish that it be circulated to Board Members.

Mr Gallagher also wished to lodge a copy of a recent [REDACTED] report undertaken by Mr Smiley on 27 December 2012 [REDACTED] Dr Sykes had no objection to this being included. Both documents were therefore circulated to Board Members.

The Board heard Dr Sykes [REDACTED]

After reading the contents of the letter Mr Smiley gave permission that this information may be released to the Board. The letter was photocopied and circulated to the Board as required together with a copy of the DVLA guidelines.

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The Board heard Mr Gallagher in support of the applicant.

After discussion Councillor McIlwee moved grant of the application and following a vote 8 Members voted for the motion which was declared carried.

Decided:

(a) that the application be granted; and

(b) [REDACTED]

24 Application for Taxi Driver's Licence: Alexander Downie

24

There was submitted a report by the Head of Legal & Democratic Services on an application for grant of Taxi Driver's Licence by Mr Downie following a Police representation.

Mr Downie was present.

The Board heard Sergeant Macdonald in support of the police representation and Mr Downie in support of his application. Mr Downie submitted documentation to the Licensing Section dated 13 January 2013 in support of his application. Mr Downie agreed that this information may be circulated to the Board.

Decided: that the application be granted.

25 Application for Taxi Driver's Licence: Brian Devine

25

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Devine following a Police representation.

Mr Devine was present.

The Board heard Sergeant Macdonald in support of the Police representation and Mr Devine in support of his application.

Decided: that the application be granted.

26 Application for Taxi Driver's Licence: Mark Easton

26

There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Easton following a Police representation.

Mr Easton was not present or represented.

The Board heard Sergeant Macdonald in support of the police representation.

Decided: that the application be refused.

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- 27** **Application for Taxi Driver's Licence: John Blain** **27**
- There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Blain following a Police representation and medical examination.
- Mr Blain was present.
- The Board heard Sergeant Macdonald in support of the Police representation.
- Mr Jarvie advised the Board that a satisfactory medical report had been received and confirmed there are no medical issues to be considered.
- Decided:** that the application be granted.
- 28** **Application for Taxi Driver's Licence: Stephen Houston** **28**
- There was submitted a report by the Head of Legal & Democratic Services on an application for the grant of a Taxi Driver's Licence by Mr Houston following a Police objection.
- Mr Houston was not present.
- The Board heard Sergeant Macdonald in support of the Police objection.
- Decided:** that the application be refused.
- 29** **Application for Taxi Operator Licence: Vehicle Specially Adapted for the Disabled: John Ian Ellis** **29**
- There was submitted a report by the Head of Legal & Democratic Services on an application for renewal of a Taxi Operator's Licence No. 228 by Mr Ellis.
- Mr Ellis was not present.
- Mr Jarvie advised that this item had been continued from the last meeting of the Board to allow Mr Ellis to be present. Mr Jarvie provided background information of the application and in particular that Mr Ellis had not brought the vehicle forward to be tested for the operation of this licence since 8 August 2011 or earlier and it is an essential condition of this type of licence that the vehicle has to be in operation or the Licensing Authority may request the licence holder to surrender the licence forthwith.
- Decided:** to order surrender of licence.