

GENERAL PURPOSES BOARD – 14 JANUARY 2015

General Purposes Board

Wednesday 14 January 2015 at 3.00pm

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

Chair: Councillor Dorrian presided.

In attendance: Mr F Jarvie (for Head of Legal & Property Services) and Inspector G Kirkwood, Sergeant G Fitzpatrick, Police Scotland.

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

- 19 Apologies, Substitutions and Declarations of Interest 19**
- Apologies for absence were intimated on behalf of Councillor Grieve with Councillor Nelson substituting on his behalf.
There were no declarations of interest intimated.
- 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.**
- 20 Request for Suspension of Taxi Driver's Licence – James Moore 20**
- There was submitted a report by the Head of Legal & Property Services requesting the Board to consider the suspension of Mr Moore's Taxi Driver's Licence which expires on 31 May 2015 following a letter submitted by Police Scotland dated 19 September 2014. Mr Jarvie advised this item had been continued from the meeting held on 12 November 2014 to allow pending matters to be concluded. He advised that matters are still ongoing however, may be concluded on 5 February 2015. Mr Moore was contacted and agreed not to attend today but to continue consideration to the next meeting of the Board. Members noted the position
Decided: to continue consideration to the next meeting of the Board.
- 21 Application for Taxi Driver's Licence – John Gavin 21**
- There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Driver's Licence by Mr Gavin following a Police objection. Mr Gavin was not present or represented. Mr Jarvie advised that there has been no contact from Mr Gavin. There followed a brief discussion on the terms of the report.
Decided: to continue consideration to the April Meeting of the Board.
- 22 Application for Taxi Driver's Licence – Ryan Kerr 22**
- There was submitted a report by the Head of Legal & Property Services for renewal of a Taxi Driver's Licence by Mr Kerr following a Police representation.

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Mr Kerr was present.

Mr Jarvie advised on the background of the report and intimated that Mr Kerr submitted a letter to the Licensing Section on 7 January 2015. The letter was circulated to Members.

The Board heard Inspector Kirkwood in support of the Police representation and Mr Kerr in support of his application.

Decided: the application be granted.

23 Application for Taxi Driver's Licence – Stephen Petrie 23

There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Driver's Licence by Mr Petrie following a Police objection.

Mr Jarvie advised on the background of the report and intimated that Mr Petrie submitted an e-mail to the Licensing Section dated 15 December 2014 and 13 January 2015 advising that he is unable to attend the meeting today. The e-mails were circulated to Members.

Following a short discussion the Board agreed to continue this item to the next meeting.

Decided: to continue consideration to the next meeting of the Board.

24 Application for Taxi Driver's Licence – Steven Duncan 24

There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Driver's Licence by Mr Duncan following a Police objection.

Mr Duncan was not present or represented.

Mr Jarvie advised that there has been no contact from Mr Duncan and advised on the background of the report.

The Board heard Inspector Kirkwood in support of the Police Objection.

Decided: the application be refused.

25 Application for Taxi Driver's Licence – Stuart Henderson 25

There was submitted a report by the Head of Legal & Property Services for renewal of a Taxi Driver's Licence by Mr Henderson following a Police representation.

Mr Henderson was present.

Mr Jarvie advised on the background of the report.

The Board heard Inspector Kirkwood in support of the Police representation and Mr Henderson in support of his application.

Decided: the application be granted.

26 Application for Taxi Driver's Licence – Stuart Adam 26

There was submitted a report by the Head of Legal & Property Services for renewal of a Taxi Driver's Licence by Mr Adam following a Police objection.

Mr Adam was present.

Mr Jarvie advised on the background of the report and intimated that Mr Adam submitted a letter to the Licensing Section dated 5 January 2015. The letter was circulated to Members.

The Board heard Inspector Kirkwood in support of the Police objection and Mr Adam in support of his application.

Decided: the application be granted.

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- 27 Application for Taxi Driver's Licence – David Owens 27**
- There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Driver's Licence by Mr Owens following a Police representation.
Mr Owens was present.
Mr Jarvie advised on the background of the report.
The Board heard Inspector Kirkwood in support of the Police representation and Mr Owens in support of his application.
Decided: the application be granted.
- 28 Application for Taxi Driver's Licence – Alan Robertson 28**
- There was submitted a report by the Head of Legal & Property Services for renewal of a Taxi Driver's Licence by Mr Robertson following a Police representation.
Mr Robertson was present with his representative Mr McVey.
Mr Jarvie advised on the background of the report.
The Board heard Inspector Kirkwood in support of the Police representation and Mr McVey and Mr Robertson in support of the application.
Decided: the application be granted.
- 29 Application for Taxi Driver's Licence – Andrew Shields 29**
- There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Driver's Licence by Mr Shields following a Police objection.
Mr Shields was present.
Mr Jarvie advised on the background of the report.
The Board heard Inspector Kirkwood in support of the Police objection and Mr Shields in support of his application.
Decided: the application be refused.
- 30 Application for Private Hire Car Licence – John Ellis 30**
- There was submitted a report by the Head of Legal & Property Services for renewal of a Private Hire Car Licence by Mr Ellis following a Police objection.
Mr Ellis was present with Mr McNeill in attendance.
Mr Jarvie advised on the background of the report.
The Board heard Inspector Kirkwood and Sergeant Fitzpatrick in support of the Police objection and Mr Ellis in support of his application.
Decided: the application be granted.
- 31 Request for Suspension of Taxi Driver's Licence – Joseph Cunningham 31**
- There was submitted a report by the Head of Legal & Property Services requesting the Board to consider suspension of Mr Cunningham's Taxi Driver's Licence which expires on 31 July 2015.
Mr Cunningham was present.
Mr Jarvie advised that following receipt of a letter dated 19 December 2014 from Police Scotland Mr Cunningham's licence had been immediately suspended on 19 December 2014 under delegated powers and requested the Board to uphold the decision of immediate suspension and to consider whether or not the suspension is extended.
The Board heard Inspector Kirkwood in support of the Police submissions and Mr Cunningham in support of his licence.

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Decided:

- (i) to uphold the immediate suspension; and
- (ii) to continue suspension for the unexpired portion of licence to 31 July 2015 or such earlier period following the outcome of pending matters and brought back to the Board for re-consideration.