

GENERAL PURPOSES BOARD – 13 MAY 2015

General Purposes BoardWednesday 13 May 2015 at 3.00pm

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

Chair: Councillor Dorrian presided.

In attendance: Mr D Keenan (for Head of Legal & Property Services) and Chief Inspector E Brown and Sergeant G Fitzpatrick, Police Scotland.

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

359 Apologies, Substitutions and Declarations of Interest 359

Apologies for absence were submitted on behalf of Councillors Brooks and Grieve with Councillor Nelson substituting for Councillor Brooks.
Councillor McColgan declared an interest in Item 4 (Application for Taxi Driver's Licence – Craig Millar) as he is known to the applicant.

360 Civic Government (Scotland) Act 1982 360
Application for Multi-Access General Hire Taxi Licence – John McCafferty

There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Licence by Mr McCafferty for a wheelchair accessible vehicle.
Mr McCafferty was not present or represented.
Mr Keenan advised the Board on the content of the Report and highlighted that there is a restriction of 20 licences for these types of vehicles and currently there are 19 operational and one pending a vehicle to be operational by 17 July 2015. He confirmed that there is no vacant licence available at this time.
Following discussion, Councillor Ahlfeld moved refusal of the application which was unanimously agreed.
Decided: the application be refused.

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.

361 Application for Taxi Driver's Licence – Samuel Worthington 361

There was submitted a report by the Head of Legal & Property Services for grant of a Taxi Driver's Licence by Mr Worthington following a Police objection.
Mr Worthington was not present or represented.
Mr Keenan advised on the background of the report.
The Board heard Chief Inspector Brown in support of the Police objection.
Following discussion the Board unanimously agreed to refuse the application.
Decided: the application be refused.

GENERAL PURPOSES BOARD – 13 MAY 2015

Councillor McColgan left the meeting before consideration of the next item.

362 Application for Taxi Driver's Licence – Craig Millar 362

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

Mr Millar was present.

Mr Keenan advised on the background of the report.

The Board heard Sergeant Fitzpatrick in support of the Police representation and Mr Millar in support of his application.

Following discussion the Board unanimously agreed to grant the application.

Decided: the application be granted.

Councillor McColgan returned to the meeting following consideration of this item.

363 Application for Taxi Driver's Licence – Arthur Cowdell 363

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

Mr Cowdell was not present.

Mr Keenan advised on the background of the report and referred the Board to Mr Cowdell's letter dated 15 April 2015 within the Agenda papers indicating that he is unable to attend today and providing his submissions to the Board.

The Board heard Chief Inspector Brown in support of the Police representation.

Following discussion the Board unanimously agreed to grant the application.

Decided: the application be granted.

364 Application for Taxi Driver's Licence – Stephen Stewart 364

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

Mr Stewart was present.

Mr Keenan advised on the background of the report.

The Board heard Sergeant Fitzpatrick in support of the Police objection and Mr Stewart in support of his application.

Following discussion the Board unanimously agreed to grant the application and a medical be undertaken on the renewal application of his licence as recommended in the medical report.

Decided:

(i) the application be granted; and

(ii) a medical report is sought on a renewal application being submitted

365 Application for Taxi Driver's Licence – [REDACTED] 365

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

[REDACTED] was present.

Mr Keenan advised on the background of the report.

The Board heard Chief Inspector Brown in support of the Police objection and [REDACTED] in support of his application. [REDACTED] provided qualification Certificates of courses he had undertaken.

GENERAL PURPOSES BOARD – 13 MAY 2015

During consideration, the Chair read the majority of the Certificates lodged by [REDACTED]. After discussion the Board unanimously agreed to grant the application.

Decided: the application be granted.

366 Application for Taxi Driver's Licence and Request for Suspension of Taxi Driver's Licence – William Smiley 366

There was submitted a report by the Head of Legal & Property Services for consideration of (i) the suspension of Taxi Driver's Licence held by Mr Smiley; and (ii) renewal of a Taxi Driver's Licence by Mr Smiley following a medical report.

Mr Smiley was present.

Mr Keenan advised on the background of the report and confirmed additional information had been received from Dr Sykes the Council's Medical Practitioner including a letter from Mr Smiley's own GP. The documentation was circulated to Members. Mr Keenan also advised that Mr Smiley's licence had been immediately suspended by the Head of Legal & Property Services on 2 April 2015.

The Board heard Mr Smiley in support of his application.

Following discussion the Board unanimously agreed to uphold the immediate suspension. Councillor Loughran moved grant of the application as an amendment Councillor Campbell-Sturgess moved refusal of the application. On a vote, one Member voted for the amendment and nine Members for the motion which was declared carried.

Decided:

- (i) uphold the immediate suspension of licence; and
- (ii) the renewal application be granted.

367 Application for Grant of a Street Trader Licence – Sean McGartland Fixed Site at Lay-by at Drumfrochar Road, Greenock 367

There was submitted a report by the Head of Legal & Property Services for grant of a Street Trader Licence (employee) by Mr McGartland following a Police objection.

Mr McGartland was not present or represented.

Mr Keenan advised on the background of the report.

The Board heard Chief Inspector Brown in support of the Police objection.

Following discussion the Board unanimously agreed to refuse the application.

Decided: the application be refused.

368 Application for Renewal of Late Hours Catering Licence – Mr Tabatabaeyan Premises – Kilted Kebabs, 22 Westburn Street, Greenock 368

There was submitted a report by the Head of Legal & Property Services for renewal of a Late Hours Catering Licence by Mr Tabatabaeyan following a Police objection.

Mr Tabatabaeyan was present.

Mr Keenan advised on the background of the report.

The Board heard Sergeant Fitzpatrick in support of the Police objection and Mr Tabatabaeyan in support of his application.

Following discussion the Board unanimously agreed to grant the application.

Decided: the application be granted.

We are obliged to make agenda and minutes of meetings available for public inspection for a period of 6 years.

In response to a recent request in relation to the erasure of personal data, we have decided to redact the information above from this document.

Please note that a paper copy of the document is still retained for archiving purposes. (07/07/2021)