

Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Wednesday, 14 March 2018	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

Present: Councillor Eddie Devine, Councillor Lisa-Marie Hughes, Councillor Alistair Mackay, Councillor John McNaughtan, Councillor Kevin Montgomery, Councillor Andy Steel, Councillor Jane Strang

Chair

Councillor McNaughtan, Convener, presided.

In Attendance

A McLaughlin, Senior Solicitor (Litigation and Regulatory Services), P Shiach, Committee Services Officer and N Barr, Administrative Assistant (all Finance & Resources).

Apologies

Provost Lorraine Cameron; Councillors Cathy McEwan and Emma Rodden.

Declarations of Interest

Councillor Steel declared a non-financial interest in item 6 of the agenda as the applicant was known to him and indicated his intention to leave the meeting during consideration of this item and not to take part in any discussion or voting thereon.

1 Renewal of a Late Hours Catering Licence

There was submitted the undernoted application for the renewal of a Late Hours Catering Licence: -

Applicant: Asda Stores Limited

Premises: Phoenix Retail Park, Linwood Road, Paisley

Operating Hours: Monday to Sunday 11.00 pm to 5.00 am

The Senior Solicitor (Litigation and Regulatory Services) advised that the application required to be considered by the Board as the hours requested were outwith current policy.

The Convener proposed that the application be granted for a period of two years. This was agreed unanimously.

DECIDED: That the application be granted for a period of two years.

2 Grant of a Skin Piercing and Tattooing Licence – Personal Appearance

There was submitted an application for the grant of a Skin Piercing and Tattooing Licence. The applicant had been asked to appear personally for the second time together with the Director of Environment and Communities who had submitted an objection to the application: -

Ellie Campbell, 41 Viking Crescent, Houston

There was no appearance by or on behalf Ms Campbell. Mr G Wands on behalf of the Director of Environment and Communities was invited into the meeting.

The Senior Solicitor (Litigation and Regulatory Services) advised that the applicant had requested that consideration of the application be continued to a future meeting.

The Convener proposed that the application be continued to a future meeting to allow the applicant to appear in person. This was agreed unanimously.

DECIDED: That consideration of the application be continued and that the applicant be invited to a future meeting of the Board.

EXCLUSION OF PRESS AND PUBLIC

The Board resolved that the press and public be excluded from the meeting during consideration of the following items as it was likely, in view of the nature of the business to be transacted that if members of the press and public were present there would be disclosure to them of exempt information as defined in paragraph 3 of part I of schedule 7A of the Local Government (Scotland) Act 1973.

3 Grant of Landlord Registration – Personal Appearances

There were submitted the undernoted applications for the grant of Landlord Registrations.

The applicants had been asked to appear personally for the first time together with Police Scotland who had submitted representations in respect of the applications: -

(a) Stacey Ewing, 55 Ferguslie Park Avenue, Paisley and Robert McCutcheon

There was no appearance by or on behalf of Mr McCutcheon. Miss Ewing who had an interest in the matter, being registered as a landlord under the Act as a joint owner, was invited into the meeting together with Inspector McLaren and Sergeant Petrie on behalf of the Chief Constable who had submitted a representation in respect of the application.

The Convener proposed that consideration of the application be continued to allow the applicant to be represented by a family member. This was agreed unanimously.

DECIDED: That consideration of the application be continued to allow the applicant to be represented at a future meeting of the Board.

(b) Mark Troup, 132 Banchory Avenue, Inchinnan

There was no appearance by or on behalf of Mr Troup. Inspector McLaren and Sergeant Petrie on behalf of the Chief Constable, who had submitted a representation in respect of the application, were invited into the meeting.

The Convener proposed that the application be considered in Mr Troup's absence and this was agreed unanimously.

After consideration of all matters before the Board, the Convener proposed that the application be continued to a future meeting to allow the applicant to appear in person. This was agreed unanimously.

DECIDED: That consideration of the application be continued and that the applicant be invited to a future meeting of the Board.

(c) Leslie Coupe, 12 Tudor Square, Dalton in Furness, Cumbria

There was no appearance by or on behalf of Mr Coupe. Inspector McLaren and Sergeant Petrie on behalf of the Chief Constable, who had submitted a representation in respect of the application, were invited into the meeting.

The Convener proposed that the application be considered in Mr Coupe's absence and this was agreed unanimously.

After consideration of all matters before the Board, the Convener proposed that the application be refused. This was agreed unanimously.

DECIDED: That the application be refused.

4 Grant of a Taxi Driver's Licence - Personal Appearance

There was submitted the undernoted application for the grant of a Taxi Driver's Licence. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted an objection outwith the statutory timescale to the application.

Stewart Robert Forrest, 8E Saunders Court, Barrhead

There was no appearance by or on behalf of Mr Forrest. Inspector McLaren and Sergeant Petrie, on behalf of the Chief Constable who had submitted an objection received outwith the statutory timescale to the application were invited into the meeting. On hearing the reasons for the objection being received outwith the statutory timescale it was decided that the objection be taken into account when the application was being considered. The Convener proposed that the application be considered in Mr Forrest's absence and this was agreed unanimously.

The Senior Solicitor (Litigation and Regulatory Services) advised that a second letter dated 18 December 2017 had been received from Police Scotland.

On hearing the reasons for the submission of the second letter, the Convener proposed that the interests of justice required that the letter be admitted. This was agreed unanimously.

After consideration of all matters before the Board, the convener proposed that the application be refused. This was agreed unanimously.

DECIDED: That the application be refused.

5 Grant of Private Hire Car Drivers' Licences – Personal Appearances

There were submitted the undernoted applications for the grant of Private Hire Car Drivers' Licences. The applicants had been asked to appear personally for the first time together with Police Scotland who had submitted an objection outwith the statutory timescale to application (b): -

(a) Donald MacDonald, 15 Davaar Road, Renfrew

There was no appearance by or on behalf of Mr MacDonald. The Convener proposed that the application be considered in Mr MacDonald's absence and this was agreed unanimously.

After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of one year. This was agreed unanimously.

DECIDED: That the application be granted for a period of one year.

(b) Richard Anthony Sargent, 54 Craigielea Road, Renfrew

There was no appearance on or on behalf of Mr Sargent. Inspector McLaren and Sergeant Petrie, on behalf of the Chief Constable who had submitted an objection received outwith the statutory timescale to the application were invited into the meeting.

The Convener proposed that the application be continued to a future meeting to allow the applicant to appear in person. This was agreed unanimously.

DECIDED: That consideration of the application be continued and that the applicant be invited to a future meeting of the Board.

6 Renewal of a Private Hire Car Operator's Licence – PH0962 – Personal Appearance

There was submitted the undernoted application for the renewal of a Private Hire Car Operator's Licence. The applicant had been asked to appear personally for the first time: -

Martin Millar, 11 Plover Place, Spateston, Johnstone

The Senior Solicitor (Litigation and Regulatory Services) advised that all outstanding matters relating to the application had been resolved and that the application had been granted by the Head of Corporate Governance under delegated authority for a period of two years.

DECIDED: That it be noted that the application had been granted by the Head of Corporate Governance under delegated authority for a period of two years.