

Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Wednesday, 31 May 2017	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 Cathy McEwan, Councillor John McNaughtan, Councillor Kevin Montgomery, Councillor Emma Rodden, Councillor Andy Steel, Councillor Jane Strang

Chair

Councillor McNaughtan, Convener, presided.

In Attendance

D Campbell, Assistant Managing Solicitor, (Licensing), A McLaughlin, Senior Solicitor (Litigation and Regulatory Services), P Shiach Committee Services Officer and K Whiteside, Licensing Officer (Paralegal) (all Finance & Resources).

Apology

Provost Cameron.

Declarations of Interest

There were no declarations of interest intimated prior to commencement of the meeting.

Exclusion of the Press and Public

The Board resolved that the press and public be excluded from the meeting during consideration of items 1, 2(a), 2(b), 2(c) 3, 4, 5, 6, 7, 9, 10(a) and 10(b) 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.

1 Request from Exemption from Assisting Wheelchair Passengers – T0454 - Personal Appearance

There was submitted the undernoted request for exemption from assisting wheelchair passengers. The applicant had been asked to appear personally for the first time: -

David Miles McDonald, 30 Anchor Crescent, Paisley

Mr McDonald, the licence holder, was invited into the meeting. After consideration of all matters before the Board, the Convener proposed that Mr McDonald's request for exemption from assisting wheelchair passengers be granted for the duration of his current Taxi Driver's Licence. This was agreed unanimously.

DECIDED: That Mr McDonald's request for exemption from assisting wheelchair passengers be granted for the duration of his current Taxi Driver's Licence.

2 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 representations in respect of items 2(a) and 2(b), and an objection in respect of item 2(c): -

(a) Barry Banaghan, 9 Greenock Road, Paisley

There was no appearance by or on behalf of Mr Banaghan. Inspector Harkins and Sergeant Curran, 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 Banaghan'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 of the Board. This was agreed unanimously.

DECIDED: That the application be continued to a future meeting of the Board.

(b) Elizabeth Grace Muir, 12 d Brown Street, Paisley

Miss Muir, the applicant, was invited into the meeting together with Inspector Harkins and Sergeant Curran, on behalf of the Chief Constable who had submitted a representation in respect of the application. After consideration of all matters before the Board, the Board adjourned to allow members to consider the application. The meeting was reconvened and 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.

(c) Jamie Milton, 3 Ivanhoe Drive, Paisley

Mr Milton, the applicant, was invited into the meeting together with Inspector Harkins and Sergeant Curran, on behalf of the Chief Constable who had submitted an objection to the application. After consideration of all matters before the Board, the Board adjourned to allow members to consider the application. The meeting was reconvened. 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.

Adjournment

The meeting adjourned at 11.05 am and reconvened at 11.15 am.

3 Renewal of Private Hire Car Driver's Licence – P0548 – Personal Appearance

There was submitted the undernoted application for the renewal of a Private Hire Car Driver's Licence. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted a representation in respect of the application:-

Craig Jackson, 20 Park Gardens, Kilbarchan

Mr Jackson, the applicant and Mr MacIver, solicitor were invited into the meeting together with Inspector Harkins and Sergeant Curran, on behalf of the Chief Constable who had submitted a representation in respect of the application. After consideration of all matters before the Board, the Board adjourned to allow members to consider the application. The meeting was reconvened and 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.

4 Grant of Landlord Registration - Personal Appearance

There was submitted the undernoted application for the grant of Landlord Registration. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted a representation in respect of the application:-

Mickey Borthwick, 18 Malting Road, Colchester

Mr Borthwick, the applicant and his wife were invited into the meeting together with Inspector Harkins and Sergeant Curran, on behalf of the Chief Constable who had submitted a representation in respect of the application. After consideration of all matters before the Board, the Board adjourned to allow members to consider the application. The meeting was reconvened and the Convener proposed that the application be granted for a period of three years. This was agreed unanimously.

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

Adjournment

The meeting adjourned at 12.00 noon and reconvened at 1.30 pm.

5 Permission to hold a Public Charitable Collection – Paisley Town Centre – Personal Appearance

There was submitted the undernoted application for permission to hold a public charitable collection in Paisley Town Centre. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted an objection to the application: -

Paul Craig, 22 Leslie Place, Selkirk

There was no appearance by or on behalf of Mr Craig. Sergeant Curran and Force Support Officer Logue on behalf of the Chief Constable who had submitted an objection to the application, were invited into the meeting. The Convener proposed that the application be considered in Mr Craig'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.

6 Renewal of a Private Hire Car Driver's Licence – P0560 – Personal Appearance

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

Scott Robert Young, Flat 2/2, 34 Kilinside Road, Paisley

Mr Young, the applicant was invited onto the meeting. After consideration of all matters before the Board, 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.

7 Grant of a Private Hire Car Driver's Licence – Personal Appearance

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

Nicole Young, 28 Thompson Brae, Paisley

There was no appearance by or on behalf of Miss Young. The Convener proposed that the application be considered in Miss Young'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.

8 Variation of a Booking Office Licence - Variation to Licence Condition 10, Subsections (i), (ii), (iii) and Condition 19 – BO-006 – Personal Appearance

There was submitted the undernoted application for the variation of a Booking Office Licence – Variation to Licence Condition 10, Subsections (i), (ii), (iii) and Condition 19 – BO-006. The applicant had been asked to appear personally for the first time: -

Renfrewshire Cab Company, 180 Paisley Road, Renfrew

Mr Cherry and Miss McCulloch, representing the applicant, were invited into the meeting. After consideration of all matters before the Board, the Convener proposed that the application be granted subject to paper copies of all records being made available for inspection by the Civic Government Enforcement Officer and Police Scotland on demand. This was agreed unanimously.

DECIDED: That the application for variation of a Booking Office Licence be granted subject to paper copies of all records being made available for inspection by the Civic Government Enforcement Officer and Police Scotland on demand.

9 Renewal of Private Hire Car Operator's Licence PH0859 - Personal Appearance

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

Thomas Stein, 22 Montrose Avenue, Glasgow

There was no appearance by or on behalf of Mr Stein. The Convener proposed that the application be considered in Mr Stein's absence and this was agreed unanimously. After consideration of all matters before the Board, the Convener proposed that the application be granted subject to an additional condition that the applicant present a V5 certificate for his current vehicle within one month. This was agreed unanimously.

DECIDED: That the application be granted subject to an additional condition that the applicant present a V5 certificate for his current vehicle within one month.

10 Hearings into the Possible Removal from the Register of Private Landlords – Personal Appearances

The Board considered the possible removal of the undernoted landlords from the Register of Private Landlords. The landlords had been asked to appear personally for the first time:-

(a) Jenny Wong, Flat 9/1, 15 Kirkton Avenue, Glasgow

Dr Wong, the landlord, was invited into the meeting. After consideration of all matters before the Board, the Convener proposed that consideration of the possible removal of the landlord from the Register of Private Landlords be continued and that the landlord be invited to a future meeting of the Board. This was agreed unanimously.

DECIDED: That consideration of the possible removal of the landlord from the Register of Private Landlords be continued and that the landlord be invited to a future meeting of the Board.

(b) Kai Chi Loi, 416 Rua Cidade de Coimbra, Edf Brilhantismo, 3 Andar y Nape, Macao

There was no appearance by or on behalf of Mr Loi. The Convener proposed that consideration of the possible removal of the landlord from the Register of Private Landlords be continued and that the landlord be invited to a future meeting of the Board. This was agreed unanimously.

DECIDED: That consideration of the possible removal of the landlord from the Register of Private Landlords be continued and that the landlord be invited to a future meeting of the Board.

11 Application for Landlord Registration - Personal Appearance

Under reference to item 5 of the Minute of the meeting of this Board held on 2 February 2017 there was submitted the undernoted application for the grant of Landlord Registration. The applicant had been asked to appear personally for the second time: -

Calum Watt, 128 Henderland Road, Bearsden, Glasgow

Mr Haughey, representing the applicant, was invited into the meeting. After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of three years. This was agreed unanimously.

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

12 Proposed Public Procession – Saturday 1 July 2017 – Annual Boyne Celebration Parade – Personal Appearance

There was submitted the undernoted application for permission to hold a public procession. The applicant had been asked to appear personally for the first time: -

Daniel Lang, 14A George Court, Glasgow

Mr Lang, the applicant, together with Mr McLeod and Mr Thompson were invited into the meeting.

After consideration of all matters before the Board, the Convener proposed that no order be made thus allowing the procession to proceed. This was agreed unanimously.

DECIDED: That no order be made thus allowing the procession to proceed.