

## Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Thursday, 06 June 2024	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

**Present:** Councillor Audrey Doig, Councillor Neill Graham, Councillor Cathy McEwan, Councillor John McNaughtan, Councillor Kevin Montgomery, Councillor Andy Steel

### Chair

Councillor McNaughtan, Convener, presided.

### In Attendance

D Campbell, Managing Solicitor (Licensing), E Currie, Senior Committee Services Officer, D Cunningham, Committee Services & Licensing Officer, K Marriott (for items 11 to 16 only) and R McCallum, both Licensing & Committee Assistants (all Finance & Resources).

### Apologies

Councillors Hughes, McDonald and Mullin.

### Declarations of Interest

Councillor Montgomery declared an interest in item 5(b) for the reason that he had knowledge of the application. Councillor Montgomery indicated that as he had declared an interest, he would withdraw from the meeting during any discussion and voting on the item.

Councillor Steel declared an interest in item 3 for the reason that the applicant was known to him. Councillor Steel indicated that as he had declared an interest, he would withdraw from the meeting during any discussion and voting on the item.

## **Additional Item**

The Convener intimated that there was an additional item of business in relation to an application for Late Hours Catering exemption which had not been included in the notice calling the meeting. The Convener, being of the opinion that the item, which is dealt with at item 5 below, was urgent, authorised its consideration.

## **Order of Business**

In terms of Standing Order 16, the Convener intimated that he proposed to alter the order of business to facilitate the conduct of the meeting by considering the additional item of business after item 4 of the agenda; item 6 of the agenda before item 5 of the agenda; item 5(b) of the agenda before item 5(a) of the agenda; item 11(b) of the agenda before item 10 of the agenda; item 13 of the agenda after item 11(b) of the agenda; and item 14 of the agenda after item 13 of the agenda.

### **1 Deputation**

Under reference to item 1 of the Minute of the meeting of this Board held on 28 March 2024, the Board heard a deputation from Jason Tannahill, on behalf of Renfrewshire Public Hire Association, relative to the vehicle age and specification for taxis and the Association's position regarding the WAV policy adopted by the Council.

There followed a question and answer session in relation to the matters raised by the deputation.

**DECIDED:** That the matters raised by the deputation be noted.

### **2 Variation of Private Hire Car Operator's Licence - Personal Appearance**

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

Applicant: Margaret McGarrell

Variation: exception to policy and standard condition 1

Licence No.: PH1074

There was no appearance by or on behalf of Ms McGarrell, the applicant. The Convener proposed that the application be considered in Ms McGarrell's absence. 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.

## **Declaration of Interest**

Councillor Steel having previously declared an interest in the following item of business left the meeting and took no part in the discussion or voting thereon.

### **3 Renewal of Private Hire Car Operator's Licence - 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:-

Applicant: Martin Millar  
Licence No.: PH0962

There was no appearance by or on behalf of Mr Millar, the applicant. The Convener proposed that the application be considered in Mr Miller's absence. 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.

## **Sederunt**

Councillor Steel re-joined the meeting prior to the consideration of the following item of business.

### **4 Surrender and Re-issue of Taxi Operator's Licence - Personal Appearance**

There was submitted the undernoted application for the surrender and re-issue of a Taxi Operator's Licence. The applicants had been asked to appear personally for the first time:-

Present Operator: David Gay  
Proposed Operator: Thomas Khawli  
Licence No.: TX147

Mr Gay and Mr Khawli, the applicants, were invited into the meeting. After consideration of all matters before the Board, the Convener proposed that the application be granted. This was agreed unanimously.

**DECIDED:** That the application be granted.

## 5 **Late Hours Catering Exemption**

There was submitted the undernoted application for a Late Hours Catering exemption:-

Applicant: Greggs PLC

Premises: Greggs Glasgow Airport, International Arrivals Level, Paisley

Activity: sandwiches, bread, cakes, pizza, sausage rolls, bakes, donuts, cold drinks, hot food and hot drinks

Operating hours: 21 June to 21 August 2024 from 11.00 pm to 5.00 am daily

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

**DECIDED:** That the exemption be granted.

## 6 **Grant of Late Hours Catering Licence**

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

Applicant: Select Service Partner Limited

Premises: Tortilla, Departures Lounge, Glasgow Airport, Paisley

Activity: café restaurant serving hot and cold food and drinks

Operating hours: Monday to Sunday from 11.00 pm to 5.00 am

After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of one year and that the applicant be an exception to the Board's policy on trading hours. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of one year and that the applicant be an exception to the Board's policy on trading hours.

## **Declaration of Interest**

Councillor Montgomery, having previously declared an interest in item (a), left the meeting and took no part in the discussion or voting thereon.

## 7 **Grant of Short-term Let Licences - Personal Appearances**

There were submitted the undernoted applications for grant of Short-term Let Licences. The applicants had been asked to appear personally for the first time together with the objector and late objector to application (a) and the late objector to application (b):-

(a) Applicant: Moving Forward

Premises: Flat 3/2, 6 Brabloch Park, Paisley

Mr Evans, on behalf of the applicant, and Mr A Hayatleh, who had submitted an objection received outwith the statutory timescale to the application, were invited into the meeting. There was no appearance by Mr M Hayatley, the objector to the application.

On hearing the reasons for the lateness of Mr A Hayatleh's objection, the Convener proposed that the objection be taken into account when the application was being considered. This was agreed unanimously. Mr Evans objected to Mr A Hayatleh's objection being taken into account when the application was being considered.

After consideration of all matters before the Board, the Board adjourned to allow members to consider this 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.

### **Sederunt**

Councillor Montgomery re-joined the meeting prior to consideration of the following item of business.

(b) Applicant: Junaid Khalid  
Premises: Flat 1/1, 14 Cardon Square, Renfrew

There was no appearance by or on behalf of Mr Khalid, the applicant. Mr Hunter was invited into the meeting on behalf of the Director of Environment, Housing & Infrastructure, who had submitted an objection received outwith the statutory timescale to the application. The Convener proposed that the application be considered in Mr Khalid's absence. This was agreed unanimously.

On hearing the reasons for the lateness of the objection, the Convener proposed that the objection be taken into account when the application was being considered. 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.

### **EXCLUSION OF PRESS AND PUBLIC**

The Board resolved that the press and public be excluded from the meeting during consideration of the following items of business 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.

## **8 Grant or Variation of Market Operator's Licences - Personal Appearances**

There were submitted the undernoted applications for grant or variation of Market Operators' Licences. The applicants had been asked to appear personally for the first time together with Police Scotland who had submitted representations to the applications:-

(a) Applicant: Stall Hire Scotland Limited

Location: Upper South entrance, Braehead Shopping Centre, Kings Inch Road, Glasgow

Activity: 34 food and craft stalls

Operating: Saturdays from 9.00 am to 5.00 pm

Licence type: grant of Market Operator's Licence

(b) Applicant: Stall Hire Scotland Limited

Location: X-Site, Kings Inch Road, Glasgow

Activity: 28 food and craft stalls

Operating: Saturday 13 July and Sunday 14 July 2024 from 12 noon to 6.00 pm

Licence type: temporary grant of Market Operator's Licence

(c) Applicant: Stall Hire Scotland Limited

Location: Upper South entrance, Braehead Shopping Centre, Kings Inch Road, Glasgow

Activity: 34 food and craft stalls

Operating: Saturdays from 9.00 am to 5.00 pm

Licence type: temporary grant of Market Operator's Licence

(d) Applicant: Stall Hire Scotland Limited

Variation: to vary condition 3 and to add 20 July 2024 from 10.00 am to 6.00 pm

Licence No.: MO-084

## **9 Temporary Grant of Public Entertainment Licence - Personal Appearance**

There was submitted the undernoted application for grant of a temporary Public Entertainment Licence. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted a representation to the application:-

Applicant: Stall Hire Scotland Limited

Activity: food and drink festival with market stalls and street food, music acts, funfair rides, on sales bar, cooking demo food trucks and pop up gazebos

Location: Robertson Park, Renfrew

Operating hours: Saturday 29 June 2024 and Sunday 30 June 2024 from 10.00 am to 5.00 pm

Mr Clark, on behalf of the applicant, and his wife, Ms Fairfull, were invited into the meeting together with Mr McGowan, Solicitor. The Convener proposed that the applications referred to at items 8(a), (b), (c) and (d) and 9 of this Minute be considered together but that separate decisions be made. This was agreed unanimously.

Mr McGowan advised that application 8(c) was no longer proceeding as the Board were now considering the application for grant of the licence at the same time as the application for temporary grant of the licence. After consideration of all matters before the Board in relation to all applications, the Convener proposed (i) that application 8(a) for grant of a Market Operator's Licence be granted for a period of one year; (ii) that application 8(b) for temporary grant of a Market Operator's Licence be granted; (iii) that it be noted that application 8(c) was withdrawn; (iv) that application 8(d) for variation of a Market Operator's Licence be granted; and (v) that the application for temporary grant of a Public Entertainment Licence be granted. This was agreed unanimously.

**DECIDED:**

- (a) That application 8(a) for grant of a Market Operator's Licence be granted for a period of one year;
- (b) That application 8(b) for temporary grant of a Market Operator's Licence be granted;
- (c) That it be noted that application 8(c) had been withdrawn;
- (d) That application 8(d) for variation of a Market Operator's Licence be granted; and
- (e) That the application for temporary grant of a Public Entertainment Licence be granted.

**Adjournment**

The meeting adjourned at 11.50 am and reconvened at 12 noon.

**10 Renewal of Public Entertainment Licence - Personal Appearance**

There was submitted the undernoted application for renewal of a Public Entertainment Licence. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted an objection to the application and the Council's Director of Environment, Housing & Infrastructure, who had submitted a representation to the application:-

Applicant: Amigo Leisure Limited

Authorised activity: live bands, comedy shows, theatre shows, private functions and charity nights

Premises: Rocknrollas, 5 Wellmeadow Street, Paisley

Operating hours: Wednesdays and Thursdays from 7.00 pm to 11.00 pm; Fridays from 7.00 pm to 1.00 am; Saturdays from 12 noon to 1.00 am; and Sundays from 12 noon to 11.00 pm

Licence No.: PE-300

There was no appearance by or on behalf of the applicant. Sergeant Robertson was invited into the meeting on behalf of the Chief Constable who had submitted an objection to the application and Mr Hunter on behalf of the Council's Director of Environment, Housing & Infrastructure who had submitted a representation to the application. The Convener proposed that the application be considered in the applicant's absence. 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.

#### **11 Grant of Private Hire Car Driver's Licence**

There was submitted the undernoted application for grant of a Private Hire Car Driver's Licence:-

Ebrahim Andoura

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.

#### **12 Grant of Taxi Driver's Licence**

There was submitted the undernoted application for grant of a Taxi Driver's Licence:-

Victor Morosan

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.

#### **13 Grant of Private Hire Car Operator's Licence**

There was submitted the undernoted application for grant of a Private Hire Car Operator's Licence:-

Ali Shah Khamoosh

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.

#### **14 Grant of Private Hire Car Driver's Licence - Personal Appearance**

There was submitted the undernoted application for grant 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 an objection to the application:-

Grzegorz Zbyszynski

Mr Zbyszynski, the applicant, was invited into the meeting together with Sergeant Robertson 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 this 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.

## 15 **Grant of Landlord Registration - Personal Appearance**

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

Muhammad Anwar

Mr Anwar, the applicant, was invited into the meeting together with Sergeant Robertson on behalf of the Chief Constable. After consideration of all matters before the Board, the Board adjourned to allow members to consider this application. The meeting was reconvened and the Convener proposed that the application be refused. This was agreed unanimously.

**DECIDED:** That the application be refused.

## **Sederunt**

Councillor Montgomery left the meeting prior to consideration of the following item of business.

## 16 **Grant of Short-term Let Licence - Personal Appearance**

There was submitted the undernoted application for grant of a Short-term Let Licence. The applicant had been asked to appear personally for the first time together with the objectors to the application:-

Applicant: Martin McCready

Premises: 1 Home Farm Steading, Erskine Ferry Road, Bishopton

Mr McCready, the applicant, was invited into the meeting together with Ms Duncan and Ms Turpie, objectors to the application, who advised that they also represented Ms Torrance, Mr Thompson, Mr Turpie, Ms Hamilton and Ms Blyth, objectors to the application. After consideration of all matters before the Board, the Board adjourned to allow members to consider this 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.