

Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Thursday, 29 March 2018	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

Present

Councillor Eddie Devine, Councillor Alistair Mackay, Councillor John McNaughtan, Councillor Kevin Montgomery, Councillor Andy Steel, Councillor Jane Strang

Chair

Councillor McNaughtan, Convener, presided.

In Attendance

M Conaghan, Legal and Democratic Services Manager, D Campbell, Assistant Managing Solicitor (Licensing), E Currie, Senior Committee Services Officer, N Barr, Administrative Assistant and G McIntosh, Civic Government Enforcement Officer (for item 1 only) (all Finance & Resources).

Apologies

Provost Lorraine Cameron and Councillors Lisa-Marie Hughes, Cathy McEwan and Emma Rodden.

Declarations of Interest

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

1 Taxi and Private Hire Car Drivers' Licences: Medical Evidence

There was submitted a report by the Director of Finance & Resources relative to a review of the Council's current policies and practices requiring certain applicants for, and holders of, taxi and private hire car drivers' licences to produce medical evidence confirming their fitness to drive.

The report identified a number of issues in relation to those current practices and policies and recommended a proposal for consultation.

DECIDED:

(a) That the terms of the proposal set out at Appendix 1 and the terms of the proposed letter at Appendix 2, relating to requests for medical evidence be approved as suitable for the purposes of consultation;

(b) That officers be authorised to consult on the proposals with all taxi and private hire car drivers, representatives of the medical profession and the Council's occupational health advisers and to report the responses to the consultation to the Board thereafter; and

(c) That the report be noted.

2 Grant of Private Hire Car Operator's Licence - Personal Appearance

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

Sofi Ullah, Flat 3/2 37 Earl Street, Glasgow

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

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:-

Doreen McDaid, 1 Cardell Avenue, Paisley – PH0837

Mrs McDaid, the applicant, was invited into the meeting together with her husband Mr McDaid. 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.

4 Renewal of Late Hours Catering Licence

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

Applicant: DSR Restaurants, T/A McDonalds

Premises: Unit K, Braehead Retail Park

Authorised Goods: fast food

Operating Hours: 7 days per week – 11.00 pm to 5.00 am

Licence No.: LHC056

The Convener proposed that the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years. This was agreed unanimously.

DECIDED: That the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years.

Exclusion of Press and Public

The Board resolved to exclude the press and public 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.

Declaration of Interest

Councillor Devine declared a non-financial interest in relation to item 5(a) as the applicant was known to him and left the meeting during consideration of the item and did not take part in any discussion or voting thereon.

5 Grant of Landlord Registrations - Personal Appearances

Under reference to item 3 of the Minute of the meeting of this Board held on 14 March 2018 consideration was resumed of the undernoted applications for grant of Landlord Registrations. The applicants had been asked to appear personally for the second time together with Police Scotland:-

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

Ms McCutcheon, on behalf of the applicant, Mr McCutcheon, was invited into the meeting together with Sergeant Finnie, Police Scotland. The Assistant Managing Solicitor (Licensing) advised that Ms Ewing had intimated that she would not be attending the meeting and had submitted a written representation.

After consideration of all matters before the Board, the Convener proposed that consideration of the application be continued for further information from Police Scotland and that Mr McCutcheon and Ms Ewing be invited to a future meeting of the Board. This was agreed.

DECIDED: That consideration of the application be continued for further information from Police Scotland and that Mr McCutcheon and Ms Ewing be invited to a future meeting of the Board.

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Councillor Devine returned to the meeting prior to consideration of the following item of business.

(b) Mark Troup, 132 Banchory Avenue, Inchinnan

There was no appearance by or on behalf of Mr Troup. Sergeant Finnie, Police Scotland, was 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 refused. This was agreed unanimously.

DECIDED: That the application be refused.

6 Renewal of Private Hire Car Driver's Licence - Personal Appearance

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

Alexander Hampson, 35 Glenshiel Avenue, Dykebar, Paisley

Mr Hampson, the applicant, was invited into the meeting. The Convener requested that Mr Hampson give an undertaking to the Board that should his Private Hire Car Driver's Licence be granted for a period of two years he would provide the required updated information in March 2019. Mr Hampson gave this undertaking to the Board.

After consideration of all matters before the Board, the Convener proposed that Mr Hampson's Private Hire Car Driver's Licence be granted for a period of two years subject to the undertaking given that he would provide the required updated information in March 2019. This was agreed unanimously.

DECIDED: That Mr Hampson's Private Hire Car Driver's Licence be granted for a period of two years subject to the undertaking given by him that he would provide the required updated information in March 2019.

7 Request for Exemption from Assisting Wheelchair Passengers - Personal Appearance

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

Iain Urquhart, Partridge Corner, West Glen Road, Langbank – T2489

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

8 Request for Exemption from Carrying Guide Dogs and Hearing Dogs - Personal Appearance

There was submitted the undernoted request for exemption from carrying guide dogs and hearing dogs. The applicant had been asked to appear personally for the first time:-

David Clowes, 107 Braidcraft Road, Glasgow – P0539

There was no appearance by or on behalf of Mr Clowes. The Convener proposed that the request be considered in Mr Clowes's absence and this was agreed unanimously. After consideration of all matters before the Board, the Convener proposed that Mr Clowes's request for exemption from carrying guide dogs and hearing dogs be refused. This was agreed unanimously.

DECIDED: That Mr Clowes's request for exemption from carrying guide dogs and hearing dogs be refused.

9 Renewal of Late Hours Catering Licences

There were submitted the undernoted applications for renewal of Late Hours Catering Licences:-

(a) Applicant: Tesco Stores Limited

Premises: Tesco Express, Retail Concession, Terminal 1, Glasgow Airport, Paisley

Authorised Goods: small supermarket

Operating Hours: 7 days per week – 11.00pm to 5.00am

Licence No.: LHC063

The Convener proposed that the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years. This was agreed unanimously.

DECIDED: That the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years.

(b) Applicant: Tesco Stores Limited

Premises: East Lane, Paisley

Authorised Goods: supermarket

Operating Hours: Monday to Saturday – 11.00pm to 12 midnight

Licence No.: LHC061

The Senior Committee Services Officer advised that the operating hours should read 'January to November – Monday to Saturday – 11.00 pm to 12 midnight and December – Monday to Saturday – 11.00 pm to 5.00 am'.

The Convener proposed that the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years. This was agreed unanimously.

DECIDED: That the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years.

(c) Applicant: Tesco Stores Limited

Premises: Rockfield Service Station, 125 Renfrew Road, Paisley

Authorised Goods: small supermarket

Operating Hours: 7 days per week – 11.00pm to 5.00am

Licence No.: LHC064

The Convener proposed that the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years. This was agreed unanimously.

DECIDED: That the applicant continue to be allowed to be an exception to the Board's policy on trading hours and that the application be granted for a period of two years.