

## Minute of Meeting

### Regulatory Functions Board

Date	Time	Venue
Thursday, 06 October 2016	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

#### PRESENT

Councillors B Brown, M Brown, E Devine, M Devine, Provost Hall and Councillors Hood and McQuade

#### CHAIR

Councillor Hood, Convener, presided.

#### IN ATTENDANCE

M Conaghan, Legal and Democratic Services Manager (for items 4(a) and 4(b) only); D Campbell, Assistant Managing Solicitor (Licensing); E Currie, Senior Committee Services Officer; K Whiteside, Licensing Officer (Paralegal) and G McIntosh, Civic Government Enforcement Officer (for items 4(a) and 4(b) only) (all Finance & Resources).

#### APOLOGIES

Provost Hall and Councillor Mullin.

#### DECLARATIONS OF INTEREST

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

#### 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 item 6 of the agenda after item 1(c) of the agenda and item 2 of the agenda after item 5(b) of the agenda.

## **EXCLUSION OF PRESS AND PUBLIC**

The Board resolved that the press and public be excluded from the meeting during consideration of items 1, 2, 3, 4(b), 5(b) and 6 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 RENEWAL OF PRIVATE HIRE CAR DRIVERS' LICENCES - PERSONAL APPEARANCES**

Under reference to item 10 of the Minute of the meeting of this Board held on 1 September 2016 consideration was resumed of application (a) for renewal of a Private Hire Car Driver's Licence and there was submitted application (b) for renewal of a Private Hire Car Driver's Licence. Applicant (a) had been asked to appear personally for the second time and applicant (b) for the first time:-

(a) Duncan Story, Flat 2/2, 17 Newton Street, Greenock

Mr Story, the applicant, was invited into the meeting and intimated that he had been advised not to operate as a Private Hire Car Driver for a period of four weeks following treatment in September 2016. Mr Story gave an undertaking to the Board that he would not operate as a Private Hire Car Driver until this four-week period had expired. After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of two years noting the undertaking given by Mr Story that he would not operate as a Private Hire Car Driver until this four-week period had expired. This was agreed unanimously.

**DECIDED:** That the application be granted for a period of two years noting the undertaking given by Mr Story that he would not operate as a Private Hire Car Driver until the four-week period had expired.

(b) Daniel McHugh, Flat 1/1, 118 Neilston Road, Paisley

Mr McHugh, 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 two years. This was agreed unanimously.

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

### **2 GRANT 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 together with Police Scotland who had submitted an objection and further letter received outwith the statutory timescale to the application:-

Ryan Stevenson, 1 Harperland, Dundonald, Kilmarnock

Mr Stevenson, the applicant, and Mr Sutherland were invited into the meeting together with Inspector Glass and Sergeant Curran, on behalf of the Chief Constable who had submitted an objection and further letter received outwith the statutory

timescale to the application. Mr Stevenson advised that his current address was 1 Glenhead Court, Coylton and requested that consideration of his application be continued to a future meeting of the Board to allow his Solicitor to attend and represent him.

The Convener proposed that consideration of the application be continued and that the applicant be invited to a future meeting of the Board. 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.

### **3 RENEWAL OF STREET TRADER'S LICENCE**

There was submitted the undernoted application for renewal of a Street Trader's Licence:-

Applicant: William Greig, 3 Oceanfield, Clydebank

Authorised Activity: hot and cold snacks

Trading From: Glebe Street and Broadloan, Renfrew

Operating Hours: Glebe Street – Monday to Friday – 10.30 am to 11.15 am

Broadloan – Monday to Friday – 11.15 am to 2.30 pm

Saturday and Sunday – 9.00 am to 2.00 pm

The Convener proposed that the applicant continue to be allowed to be an exception to the Board's policy on trading in the vicinity of schools 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 in the vicinity of schools and that the application be granted for a period of two years.

### **ADJOURNMENT**

The meeting adjourned at 10.25 am and reconvened at 10.30 am.

### **4 VARIATION OF STREET TRADER'S LICENCE - PERSONAL APPEARANCE**

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

Applicant: Andrew Hay, 11 Murchison Road, Houston

Variation: delete condition 20 from Street Trader's Licence

Mr Hay, the applicant, and his Solicitor, Mr Hassard, were invited into the meeting. 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.

### **5 GRANT OF PRIVATE HIRE CAR OPERATOR'S LICENCE - PERSONAL APPEARANCE**

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

Henry Gillespie, 40 Darroch Drive, Erskine

The Assistant Managing Solicitor (Licensing) advised that the application had been granted for a period of one year under delegated authority.

**DECIDED:** That it be noted that the application had been granted for a period of one year under delegated authority.

**6 RENEWAL OF WINDOW CLEANER'S LICENCE - PERSONAL APPEARANCE**

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

Phil McHugh, 80A Sheldrake Place, Johnstone

The Assistant Managing Solicitor (Licensing) advised that the application had been granted for a period of two years under delegated authority.

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

**ADJOURNMENT**

The meeting adjourned at 11.15 am and reconvened at 11.25 am.

**7 GRANT OF PUBLIC ENTERTAINMENT LICENCE - PERSONAL APPEARANCE**

There was submitted the undernoted application for the grant of a Public Entertainment Licence. The applicant had been asked to appear personally for the first time together with the Director of Community Resources who had submitted a representation received outwith the statutory timescale to the application:-

Applicant: Irvin Stringfellow, 4 Priorwood Place, Glasgow

Authorised Activity: Funfairs

Trading From: County Square, Gilmour Street, High Street, Gauze Street, Abbey Close and Bridge Street, Paisley

Events: Sma Shot Day on 2 July 2016 from 12 noon to 6.00 pm; Halloween Event on 28 and 29 October 2016 from 12 noon to 9.00 pm; Fireworks on 5 November 2016 from 12 noon to 8.00 pm; Paisley Christmas Lights on 12 November 2016 from 12 noon to 7.00 pm; and any other specified weekend on school holidays with permission of Town Centre Manager.

Mr Cadona, the applicant's representative, was invited into the meeting together with Mr Marshall, on behalf of the Director of Community Resources who had submitted a representation received outwith the statutory timescale to the application. On hearing the reasons for the representation being received outwith the statutory timescale it was decided that the representation be taken into account when the application was being considered.

After consideration of all matters before the Board, the Convener proposed that the application be granted for a period of one year and that similar applications involving funfair or fairground rides, where no objections were received, be considered under delegated authority. This was agreed unanimously.

**DECIDED:**

(a) That the application be granted for a period of one year; and

(b) That similar applications involving funfair or fairground rides, where no objections were received, be considered under delegated authority.