

Minute of Meeting

Regulatory Functions Board

Date	Time	Venue
Thursday, 01 December 2016	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

PRESENT

Councillors B Brown, M Brown, M Devine, Provost Hall, Councillors Hood, McQuade and Mullin.

CHAIR

Councillor Hood, Convener, presided.

IN ATTENDANCE

E Clements, Senior Solicitor (Litigation and Advice), E Currie, Senior Committee Services Officer and K Whiteside, Licensing Officer (Paralegal) (all Finance & Resources).

APOLOGY

Councillor E Devine.

DECLARATIONS OF INTEREST

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

1 **APPLICATION FOR THE SURRENDER AND RE-ISSUE OF A TAXI OPERATOR LICENCE TX212A - PERSONAL APPEARANCE**

Under reference to item 1 of the Minute of the meeting of this Board held on 2 November 2016 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 second time:-

Present Operator: Janet Barclay, 14 Camps Crescent, Renfrew

Proposed Operator: The Partnership of J & T Taxis, 14 Camps Crescent, Renfrew

Licence No.: TX212A

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

2 **GRANT OF A LATE HOURS CATERING LICENCE**

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

Applicant: JD Wetherspoons (Scotland) Limited

Premises: The Sanderling, T1 International Departure Lounge (Airside), Glasgow Airport, Paisley

Authorised Goods: Public House

Operating Hours: Monday - Sunday 11.00 pm - 5.00 am

The Senior Solicitor (Litigation and Advice) advised that this application was for renewal of a Late Hours Catering Licence and not a new grant as detailed in the agenda.

The Convener proposed that the application 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 application 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 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.

3 **GRANT OF A LATE HOURS CATERING LICENCE - PERSONAL APPEARANCE**

There was submitted the undernoted application for the grant of a Late Hours Catering Licence. The applicant had been asked to appear personally for the first time together with Police Scotland who had submitted an objection received outwith the statutory timescale to the application:-

Applicant: Mohammed Mobeen Bashir, 112 Dixon Avenue, Glasgow

Premises: Masterchef, 23 Broomland Street, Paisley

Authorised Goods: Catering

Operating Hours: Sunday to Thursday 11.00 pm – 12 midnight

Friday to Saturday 11.00 pm – 1.00 am

Mr Bashir, the applicant, was invited into the meeting together with Sergeant O'Hare and Constable Whitelaw, on behalf of the Chief Constable who had submitted an objection received outwith the statutory timescale to the application. 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.

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 consideration of the application be continued and that the applicant, and his brother, Mr Amir Bashir, 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, and his brother, Mr Amir Bashir, be invited to a future meeting of the Board.

4 **GRANT OF LANDLORD REGISTRATION - PERSONAL APPEARANCES**

Under reference to item 7(b) of the Minute of the meeting of this Board held on 2 November 2016 and item 1(d) of the Minute of the meeting of this Board held on 17 November 2016 respectively, consideration was resumed of the undernoted applications for the grant of Landlord Registrations. The applicants had been asked to appear personally for the second time together with Police Scotland who had submitted representations to the applications:-

(a) Charles Caldwell, 25 Alloway Grove, Paisley

Mr Caldwell, the applicant, was invited into the meeting together with Sergeant O'Hare and Constable Whitelaw, on behalf of the Chief Constable who had submitted a representation to the application. 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.

(b) Christopher Tiffoney, 102 Arden Craig Road, Glasgow

Mr Tiffoney, the applicant, was invited into the meeting together with Sergeant O'Hare and Constable Whitelaw, on behalf of the Chief Constable who had submitted a representation 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.

5 RENEWAL OF LANDLORD REGISTRATION - PERSONAL APPEARANCES

Under reference to item 2 of the Minute of the meeting of this Board held on 17 November 2016 consideration was resumed of the undernoted application for renewal of Landlord Registration. The applicants had been asked to appear personally for the third time:-

Mohammed Younis, 34 Carmichael Place, Glasgow; Mohamed Razaq, 12 May Terrace Glasgow; and Mohamed Ishfaq, 12 May Terrace, Glasgow

Mr Bashir, the applicants' agent, was 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.

6 HEARING INTO POSSIBLE REMOVAL FROM THE REGISTER OF PRIVATE LANDLORDS – PERSONAL APPEARANCE

Under reference to item 3(b) of the Minute of the meeting of this Board held on 17 November 2016 consideration was resumed of the hearing into the possible removal of the undernoted landlord from the Register of Private Landlords. The landlord had been asked to appear personally for the second time together with Police Scotland:-

Ryan Love, Flat 1/2, 2 Rutland Court, Glasgow

Mr Love, the landlord, was invited into the meeting together with Sergeant O'Hare and Constable Whitelaw, on behalf of the Chief Constable. After consideration of all matters before the Board, the Board adjourned to allow members to consider this matter. The meeting was reconvened and the Convener proposed that no action be taken at this time. This was agreed unanimously.

DECIDED: That no action be taken at this time.

7 RENEWAL OF A PRIVATE HIRE CAR OPERATOR'S LICENCE PH0748 – 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:-

Alistair Blair, 15 Balmoral Crescent, Inchinnan PH0748

The Senior Solicitor (Litigation and Advice) advised that Mr Blair had withdrawn his application.

DECIDED: That it be noted that the application had been withdrawn.

8 GRANT OF A PRIVATE HIRE CAR DRIVER'S LICENCE – PERSONAL APPEARANCE

Under reference to item 4(b) of the Minute of the meeting of this Board held on 2 November 2016 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 second time together with Police Scotland who had submitted an objection to the application:-

Michael Alexander Kemp, 40 Abbotsford Crescent, Foxbar, Paisley

There was no appearance by or on behalf of Mr Kemp. Sergeant O'Hare and Constable Whitelaw, on behalf of the Chief Constable who had submitted an objection to the application, were invited into the meeting. The Convener proposed that consideration of this application be continued to later in the meeting to allow Mr Kemp to attend. This was agreed unanimously.

DECIDED: That consideration of the application be continued until later in the meeting to allow Mr Kemp to attend.

9 GRANT OF A TAXI DRIVER'S LICENCE – PERSONAL APPEARANCE

Under reference to item 5 of the Minute of the meeting of this Board held on 2 November 2016 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 second time together with Police Scotland who had submitted an objection to the application:-

Paul McDaid, 11 St Margarets Avenue, Paisley

There was no appearance by or on behalf of Mr McDaid. The Senior Solicitor (Litigation and Advice) advised that Mr McDaid had intimated that he would be unable to attend the meeting. The Convener proposed that the application be considered in Mr McDaid'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.

10 GRANT OF PRIVATE HIRE CAR DRIVER'S LICENCE - PERSONAL APPEARANCE

Under reference to item 8 of the Minute of this meeting consideration was resumed of the undernoted application for the grant of a Private Hire Car Driver's Licence. The applicant had been asked to appear personally for the second time together with Police Scotland who had submitted an objection to the application:-

Michael Alexander Kemp, 40 Abbotsford Crescent, Foxbar, Paisley

Mr Kemp, the applicant, was invited into the meeting together with Sergeant O'Hare and Constable Whitelaw, 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.