

Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Thursday, 02 February 2017	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

Present: Councillor Bill Brown, Councillor Eddie Devine, Councillor Margaret Devine, Provost Anne Hall, Councillor John Hood, Councillor James McQuade, Councillor Will Mylet

Chair

Councillor Hood, Convener, presided.

Apologies

Councillors M Brown, McEwan and Mullin; and Provost Hall and Councillor Mylet for lateness.

In Attendance

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

Declarations of Interest

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

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, 5, 6 and 8 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 Hearings into the Possible Removal from the Register of Landlords - Personal Appearances

Under reference to item 2 of the Minute of the meeting of this Board held on 18 January 2017 consideration was resumed of the possible removal of landlords (a) and (b) from the Register of Private Landlords and the Board considered the possible removal of landlord (c) from the Register of Private Landlords. Landlords (a) and (b) had been asked to appear personally for the third time and landlord (c) for the first time:-

(a) Mark McCafferty, 54a Levern Bridge Road, Glasgow

(b) Gordon Cooley and Denise Cooley, 96 Greenwood Road, Clarkston, Glasgow

Mr Cooley, one of the landlords, was invited into the meeting. The Assistant Managing Solicitor (Licensing) advised that items 1 (a) and (b) would be taken together as the landlords were registered under the Act as joint owners. He further advised that the Board would be considering the hearings to remove landlords from the register of private landlords and asked Mr Cooley to confirm if he would be happy making one submission to the Board with separate decisions being taken. Mr Cooley advised that he would make one submission to the Board and understood that the Board would make separate decisions concerning the possible removal of the landlords from the register of private landlords. Mr Cooley further advised that he would be representing Mr McCafferty and Mrs Cooley at the meeting.

After consideration of all matters before the Board, the Board adjourned to allow members to consider matters. The meeting was reconvened and the Convener proposed that consideration of the possible removal of the landlords from the register of landlords be continued and that the landlords be invited to a meeting of the Board to be held in March 2017. This was agreed unanimously.

DECIDED: That consideration of the possible removal of all three landlords from the register of private landlords be continued and that the landlords be invited to a meeting of the Board to be held in March 2017.

SEDERUNT

Provost Hall and Councillor Mylet entered the meeting prior to consideration of the following item of business.

(c) Annemarie Horne, EEH Property Services, 4 Mill Vennel, Renfrew

Mr Fulton, the landlord's agent, was invited into the meeting. 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 the landlord be removed from the register of private landlords. This was agreed unanimously.

DECIDED: That the landlord be removed from the register of private landlords.

ADJOURNMENT

The meeting adjourned at 11.30 am and reconvened at 11.40 am.

SEDERUNT

Councillor Mylet was not in attendance when the meeting reconvened.

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 objections to the applications:-

(a) Faisal Khan, Flat 1/1 20 Meldrum Gardens, Glasgow

There was no appearance by or on behalf of Mr Khan. Inspector Glass 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 Khan'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.

SEDERUNT

Councillor Mylet entered the meeting prior to consideration of the following item of business.

(b) Faheem Asif, 25 Tweedsmuir Road, Glasgow

Mr Asif, and his father, Mr Mohammed Asif, were invited into the meeting together with Inspector Glass and Force Support Officer Logue, on behalf of the Chief Constable who had submitted an objection to the application. 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 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:-

Mohammed Younis, Flat 0/2 24 Leven Street, Glasgow

Mr Younis, the applicant, was invited into the meeting. The Convener asked Mr Younis that, if his licence was granted, would he accept an additional condition being attached to his licence 'that he attend all appointments as and when required by the Council'. Mr Younis accepted this additional condition.

The Convener proposed that the licence be granted for a period of two years, subject to the usual conditions and with the additional condition 'that Mr Younis attend all appointments as and when required by the Council'. This was agreed unanimously.

DECIDED: That the application be granted for a period of two years, subject to the usual conditions and with the additional condition 'that Mr Younis attend all appointments as and when required by the Council'.

4 Grant of 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:-

Applicant: Wm Morrison Supermarkets PLC, Hilmore House, Gain Lane, Bradford
Premises: Morrisons Petrol Filling Station, 16 Thread Street, Paisley
Authorised Goods: Convenience store
Operating Hours: 7 days per week - 11.00 pm – 5.00 am

The Assistant Managing Solicitor (Licensing) advised that the applicant's Solicitor had advised that he would not be attending the meeting and had provided a written submission for consideration by the Board. The Convener proposed that the application be considered in the absence of the applicant or their representative. This was agreed.

After consideration of all matters before the Board, 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 one year. 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 one year.

5 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:-

Calum Watt, 128 Henderland Road, Bearsden, Glasgow

The Assistant Managing Solicitor (Licensing) advised that the applicant's agent had advised that he would be unable to attend the meeting to represent his client and had requested that consideration of the application be continued to a future meeting of the Board. 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.

6 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:-

Colin Wardrop, 73 Newtyle Road, Ralston, Paisley

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

7 Grant of Skin Piercing and Tattooing Licence - Personal Appearance

There was submitted the undernoted application for the grant of a Skin Piercing and Tattooing Licence. The applicant had been asked to appear personally for the first time together with Mirren Drawing Office Services who had submitted an objection to the application:-

Applicant: Craig McKee, 32 Parkdale Way, Darnley, Glasgow

Premises: 4 County Place, Paisley

Activity: Tattooing

Operating Hours: 7 days per week – 10.00 am to 10.00 pm

Mr McKee, the applicant, and Mr Whitelaw were invited into the meeting. Mr McKee advised that his address was 9 Hartfield Terrace, Hunterhill, Paisley. There was no appearance by or on behalf of Mirren Drawing Office Services, the objector to the application. Board members were advised that a representative of Mirren Drawing Office Services had been in attendance but had since left as the meeting had now gone on into the afternoon and she had only made cover arrangements until 12 noon.

The Convener proposed that the application be considered in the absence of the objector and this was agreed. After consideration of all matters before the Board, the Convener proposed that it be accepted that the applicant had displayed his site notice as required and that no further site notice required to be displayed and that the application be granted for a period of one year. This was agreed unanimously.

DECIDED:

(a) That it be accepted that the applicant had displayed his site notice as required and that no further site notice required to be displayed; and

(b) That the application be granted for a period of one year.

8 Surrender and Re-issue of Taxi Licence

There was submitted the undernoted application for the surrender and re-issue of a Taxi Licence:-

Present Operator: Kenneth Barnes, 10 Springfield Avenue, Ralston, Paisley

Proposed Operator: John McIntyre, 38 Urquhart Crescent, Renfrew

Licence No.: TX 197

The Convener proposed that the application be granted and this was agreed unanimously.

DECIDED: That the application be granted.