

Minute of Meeting Regulatory Functions Board

Date	Time	Venue
Thursday, 19 November 2015	10:00	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

PRESENT

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

CHAIR

Councillor Hood, Convener, presided.

IN ATTENDANCE

D Campbell, Assistant Managing Solicitor (Licensing); E Currie, Senior Committee Services Officer; A Easdon, Paralegal Administrative Officer; R McFarnon, Service Delivery Manager: Customer Operations and S Stuart, CS Advisor (all Finance & Resources).

APOLOGIES

Councillor M Brown.

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 2 of the agenda; item 7 of the agenda after item 6 of the agenda; and item 3 of the agenda after item 7 of the agenda.

1 REHABILITATION OF OFFENDERS: RECENT CHANGES

Douglas Campbell, Assistant Managing Solicitor (Licensing) gave a briefing to members on the recent changes in terms of the Rehabilitation of Offenders legislation.

DECIDED: That the briefing be noted.

2 SKIN PIERCING AND TATTOOING LICENCE - PERSONAL APPEARANCE

Under reference to item 2 of the Minute of the meeting of this Board held on 17 September, 2015 consideration was resumed of the undernoted application for a Skin Piercing and Tattooing Licence. The applicant had been asked to appear personally for the second time together with Bishopton Community Council who had submitted an objection to the application:-

Applicant: Shona Weir, 52 Lang Avenue, Renfrew

Trading from: mobile locations

Activity: semi-permanent make-up

Hours of operation: Monday to Saturday – 9.00 am to 7.00 pm

Ms Weir, the applicant, was invited into the meeting. There was no appearance by or on behalf of Bishopton Community Council, the objector to the application. 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.

EXCLUSION OF PRESS AND PUBLIC

The Board resolved that the press and public be excluded from the meeting during consideration of items 3 and 4 (a) and (b) 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 PRIVATE HIRE CAR DRIVER'S LICENCE - PERSONAL APPEARANCE

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 first time together with Police Scotland who had submitted a representation to the application:-

Mark Webster, 6 Holms Crescent, Bargarran, Erskine

Mr Webster, the applicant, and his representative, Mr McMenemy, were invited into the meeting together with Inspector Thomson and Sergeant Curran, 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 one year. This was agreed unanimously.

DECIDED: That the application be granted for a period of one year.

4 **RENEWAL OF PRIVATE HIRE CAR DRIVERS' LICENCES - PERSONAL APPEARANCES**

There were submitted the undernoted applications for renewal 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) Tariq Ahmed, Flat 2/1, 10 Cardon Square, Renfrew

Mr Ahmed, the applicant, and his representative, Ms McCulloch, were invited into the meeting together with Inspector Thomson and Sergeant Curran, 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 two years. This was agreed unanimously.

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

(b) Abdul Khalid, 49 Keir Street, Pollokshields, Glasgow

Mr Khalid, the applicant, and his representative, Ms McCulloch, were invited into the meeting together with Inspector Thomson and Sergeant Curran, 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.

Councillor Hood, seconded by Councillor M Devine, moved that the application be granted for a period of six months.

Provost Hall, seconded by Councillor Mullin, moved as an amendment that the application be refused.

In terms of Standing Order 30 the Convener intimated that the vote would be by a show of hands.

On a vote being taken, 2 members voted for the amendment and 4 members voted for the motion. The motion was accordingly declared carried.

DECIDED: That the application be granted for a period of six months.

5 **RENEWAL OF STREET TRADER'S LICENCE - PERSONAL APPEARANCE**

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

Applicant: Elizabeth Donaldson, North Lodge, Renton Road, Dumbarton

Authorised goods: hot and cold food and beverages

Trading from: Watt Road and Huntly Road, Hillington and Maxwell Street, Paisley

Operating hours: Hillington - Monday to Friday - 6.00 am to 2.30 pm and Paisley - 7 days per week - 9.00 pm to 4.00 am

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

6 GRANT OF LANDLORD REGISTRATIONS - PERSONAL APPEARANCES

There were submitted the undernoted applications for the grant of Landlord Registrations. The applicants had been asked to appear personally for the first time:-

(a) Matthew Orr, 9 Kelburne Drive, Paisley

The Assistant Managing Solicitor (Licensing) advised that Mr Orr had withdrawn his application.

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

(b) Claire Wood, 3C Whitesbridge Avenue, Paisley

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

7 VARIATION OF TAXI LICENCE

There was submitted the undernoted application for variation of a Taxi Licence:-

Applicant: James Kilgour, 36 Stravaig Walk, Paisley

Variation: to carry 8 passengers

Licence No.: TX168

The Convener proposed that the application be granted and that the policy which stated that "the MPV shall carry a maximum of 7 passengers" be not applied to Mr Kilgour's Taxi Licence and that Mr Kilgour's vehicle be licensed to carry 8 passengers. This was agreed unanimously.

DECIDED: That the application be granted and that the policy which stated that "the MPV shall carry a maximum of 7 passengers" be not applied to Mr Kilgour's Taxi Licence and that Mr Kilgour's vehicle be licensed to carry 8 passengers.

EXCLUSION OF PRESS AND PUBLIC

The Board resolved that the press and public be excluded from the meeting during consideration of items 8 and 9 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 OF LANDLORD REGISTRATION - PERSONAL APPEARANCE

Under reference to item 7 of the Minute of the meeting of this Board held on 8 October, 2015 consideration was resumed of the undernoted application for the grant of Landlord Registration. The applicant had been asked to appear personally for the second time:-

Leslie Gray, Farmfield House, West Kilbride

The Assistant Managing Solicitor (Licensing) advised that Mr Leslie had again requested that consideration of his application be continued to allow him to obtain further information in connection with his application.

DECIDED: That consideration of the application be continued and that the applicant be invited to a future meeting of the Board.

9 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: John McCafferty, 27 Tirry Way, Renfrew

Proposed Operator: John Paul McCafferty, 96 Whitehaugh Avenue, Paisley

Licence No.: TX049

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

DECIDED: That the application be granted.