

EAST AYRSHIRE COUNCIL

LOCAL GOVERNMENT LICENSING PANEL

**MINUTES OF SPECIAL MEETING HELD ON THURSDAY 9 JUNE 2011
AT 0915 HRS IN COUNCIL CHAMBERS, COUNCIL HEADQUARTERS,
LONDON ROAD, KILMARNOCK**

PRESENT: Councillors John MacKay, Robert Keohone, John Campbell, Gordon Cree, Neil McGhee, Barney Menzies and Kathy Morrice.

ATTENDING: David Mitchell, Head of Legal, Procurement and Regulatory Services; Gillian Kuhn, Licensing Board Administrator; and Sharon McHarg, Administrative Officer.

APOLOGIES: Councillors Hugh Ross, Jim Roberts and Elaine Dinwoodie.

CHAIR: Councillor John Campbell.

APPOINTMENT OF CHAIR

1. It was unanimously agreed to appoint Councillor John Campbell as Chair.

EXCLUSION OF PRESS AND PUBLIC

2. The Panel resolved "That under Section 50A(4) of the Local Government (Scotland) Act 1973, as amended, the Press and public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 14 of Schedule 7A of the Act".

**CONSIDERATION OF SUSPENSION OF TAXI DRIVER'S LICENCE NO
EA/TD 1022 - PHILIP McLEAN**

3. There was submitted a report dated 2 June 2011 (circulated) by the Executive Director of Finance and Corporate Support which invited the Panel to consider, by way of a Hearing, the suspension of Taxi Driver's Licence No EA/TD 1022.

It was confirmed that the representatives of Strathclyde Police were in attendance and that Philip McLean, the licence holder, was not present or represented.

3.1 Consideration of Item

The Head of Legal, Procurement and Regulatory Services summarised the position and Inspector Henderson, representing Strathclyde Police, spoke to all matters raised.

3.2 Decision

The Panel, having taken all matters into consideration, agreed to suspend Taxi Driver's Licence No EA/TD 1022, for the unexpired portion of the duration of the licence (namely 18 March 2013) or until such time as there was an outcome in respect of the criminal proceedings, whichever date was earlier, under Paragraph 11(2)(a) of the Civic Government Scotland Act 1982 on the grounds that the licence holder was no longer a fit and proper person to be the holder of such a licence. In addition, the Panel agreed that in terms of Paragraph 11 (10) of Schedule 1 to the Act that the suspension be imposed with immediate effect.

The meeting terminated at 0918 hrs.