

EAST AYRSHIRE COUNCIL

LOCAL GOVERNMENT LICENSING PANEL

**MINUTES OF MEETING HELD ON THURSDAY 11 MAY 2006 AT 1400 HOURS IN
THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Jim Raymond, Jim O'Neill, John Weir, Isabella Macrae, John Campbell and Neil McGhee.

ATTENDING: William Stafford, Executive Director of Neighbourhood Services; David Mitchell, Head of Administrative and Legal Services; David Johnstone, Licensing and Community Safety Manager; and Sharon McHarg, Administrative Officer.

APOLOGIES: Councillors Harry Wilson, George Smith, William Menzies and Elaine Stewart.

CHAIR: Councillor Jim Raymond, Chair.

EXCLUSION OF PRESS AND PUBLIC

1. 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 3 of Schedule 7A of the Act.

**APPLICATION FOR GRANT OF A TAXI DRIVER'S LICENCE –
IAIN PATRICK (Item 4, page 2056, 03/07)**

2. There was submitted a report dated 13 April 2006 (circulated) by the Executive Director of Neighbourhood Services which invited the Panel (a) to consider whether or not to entertain an out-of-time representation from Strathclyde Police; and (b) if so, to agree to consider by way of a Hearing, the application for grant of a Taxi Driver's Licence.

The Chair heard Superintendent Rennie explain that the nature and extent of the enquiries which required to be undertaken had precluded the Chief Constable from meeting the statutory timescales. Mr Patrick, the applicant, confirmed that he had no objection to the Police representation being accepted by the Panel.

The Panel, being satisfied that there was sufficient reason for the submission from the Chief Constable not being made timeously, agreed (i) to accept the late submission from Strathclyde Police, which was then circulated to the Panel Members together with a letter from the applicant in support of his application; and (ii) to determine the application by way of a Hearing.

The Head of Administration and Legal Services outlined the agreed Hearing procedures.

2.2 Hearing

The Panel heard Superintendent Rennie representing Strathclyde Police, in explanation of the police representation, and the applicant, who spoke to the matters raised, all in accordance with the agreed Hearing Procedure.

The applicant and the police representatives then left the meeting to enable the Panel to take and consider legal advice on the matter.

The parties were then re-admitted.

2.3 Decision

It was agreed that the application for the grant of a Taxi Driver's Licence be granted, subject to the standard conditions.

The applicant was further advised that any future offences or complaints would be brought to the attention of the Panel.

RE-ADMISSION OF PRESS AND PUBLIC

3. It was agreed that any press and public be re-admitted at this time.

TAXI LIVERY ADVERTISING

4. There was submitted a report dated 5 May 2006 (circulated) by the Executive Director of Neighbourhood Services which invited the Licensing Panel to consider a request to approve a Livery Design for Licensed Taxis in East Ayrshire.

It was agreed:-

- (i) to approve the design attached to the report which had been submitted by Poster Plus, Unit 7, Glencairn Terrace, Kilmaurs;
- (ii) that future requests to approve livery designs be delegated to the Executive Director of Neighbourhood Services (or in his absence the Head of Protective Services) in consultation with the Chair of the Licening Panel, as set out in paragraph 3.3 of the report; and
- (iii) otherwise, to note the contents of the report.

The meeting terminated at 1430 hours.