

**EAST AYRSHIRE COUNCIL**

**SPECIAL LOCAL GOVERNMENT LICENSING PANEL**

**MINUTES OF MEETING HELD ON MONDAY 10 DECEMBER 2001 AT 1145 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK**

**PRESENT:** Councillors Jimmy Carmichael, Brian Reeves, David Macrae, Harry Wilson, Tommy Farrell and William Menzies.

**ATTENDING:** William Stafford, Director of Community Services; David Mitchell, Head of Administrative and Legal Services; John F Crawford, Head of Protective Services; Joe Donnelly, Principal Officer, Trading Standards; George Scott, Licensing Officer; and Christine Baillie, Administrative Officer.

**APOLOGIES:** Councillors Ann Hay, Lillian MacLean, John Weir and Julie Faulds.

**CHAIR:** Jimmy Carmichael, Chair.

**ITEM CONTINUED**

1. It was agreed, that in respect of Item 6 - Consideration of Suspension of Late Hours Catering Licence No EA/LHC57 - Hasan Kaplan, to continue the Hearing to the next meeting of the Licensing Panel to allow the applicant to obtain appropriate legal representation.

**HEARINGS: CONSIDERATION OF SUSPENSION OF TAXI DRIVERS' LICENCES: EATD/256 - ANDREW WITHERS AND EATD/524 - ROBERT WRIGHT (Item's 5a and 5b, Page 2167, 99/02)**

2. It was reported and noted, having heard confirmation that the above taxi drivers had now completed the approved course in Disability Awareness Training on 5 December 2001, that this item had been withdrawn from the Agenda.

**APPLICATION FOR GRANT OF A PUBLIC ENTERTAINMENT LICENCE AND ASSOCIATED PERMITS**

3. It was reported and noted that this item had been withdrawn from the Agenda.

**APPLICATIONS FOR GRANT OF TAXI OPERATORS' LICENCES (Item 4, Page 2167, 99/02)**

4. There was submitted a report dated 27 November 2001 (circulated) by the Director of Community Services which invited the Panel to consider three applications (two from James McGhee and one from Mary Burns) for grant of two Taxi Operators' Licences in the South Zone by way of a Hearing.

**4.1 Hearing**

The Panel heard Mr McCluskey on behalf of applicant James McGhee and Mr McDonald on behalf of applicant Mary Burns who spoke to the matters raised, all in accordance with the Hearing Procedure.

The applicants, their representatives 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 along with the Press and public.

**4.2 Decision**

It was agreed to grant the two Taxi Operators Licences available in the South Zone to James McGhee.

**EXCLUSION OF PRESS AND PUBLIC**

5. 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 during the Hearing relating to the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in paragraph 3 of Schedule 7A of the Act.

**APPLICATIONS FOR RENEWAL OF TAXI OPERATORS' LICENCES: WILLIAM BURNS SENIOR, 17 GLAISNOCK STREET, CUMNOCK  
(Item 9, Page 2169, 99/02)**

6. There was submitted a report dated 27 November 2001 (circulated) by the Director of Community Services which invited the Panel to consider two applications for the renewal of Taxi Operators' Licences EA/T89 and EA/T90.

The Head of Administrative and Legal Services outlined the agreed Hearing Procedure.

**6.1 Hearing**

The Panel heard Superintendent Alistair McKie, representing Strathclyde Police in explanation of the Police observations, and the applicant's Solicitor, Mr McDonald, who spoke to the matters raised all in accordance with the agreed Hearing Procedure.

The applicant, his wife, his Solicitor and Police representatives then left the meeting to enable the Panel to take and consider legal advice on the matter.

Parties were then re-admitted along with the Press and public.

**6.2 Decision**

It was agreed to renew Taxi Operators' Licences EA/T89 and EA/T90 subject to the standard conditions.

The meeting terminated at 1220 hours.

**TO RETURN TO PREVIOUS PAGE  
PLEASE PRESS THE BACK BUTTON  
AT THE TOP LEFT OF THE PAGE**