

EAST AYRSHIRE COUNCIL

LOCAL GOVERNMENT LICENSING PANEL

MINUTES OF MEETING HELD ON WEDNESDAY 5 SEPTEMBER 2001 AT 0900 HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD, KILMARNOCK

PRESENT: Councillors Jimmy Carmichael, Brian Reeves, Lillian MacLean, John Weir, David Macrae, Harry Wilson, Tommy Farrell and Julie Faulds.

ATTENDING: David Mitchell, Head of Administrative and Legal Services; John F Crawford, Head of Protective Services; Julie Armstrong, Principal Administrative Officer and Christine Baillie, Administrative Officer.

APOLOGIES: Councillors Ann Hay, William Menzies and Robert Taylor.

CHAIR: Councillor Jimmy Carmichael, Chair.

CONSIDERATION OF RECALL OF ORDER SUSPENDING TAXI DRIVERS' LICENCES

1. There were submitted reports dated 14 August 2001 (circulated) by the Director of Community Services which invited the Panel to consider the recall of the Orders suspending the following Taxi Drivers' Licences:-
 - (a) Taxi Driver's Licence No EA/TD158 - William McGhee;
 - (b) Taxi Driver's Licence No EA/TD454 - Graham Davidson; and
 - (c) Taxi Driver's Licence No EA/TD465 - Robert Davidson.

It was agreed to recall the Order suspending Taxi Drivers' Licence Nos EA/TD158; EA/TD454 and EA/TD465 as detailed above.

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 during the Hearing relating to 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.

HEARING: APPLICATION FOR GRANT OF A SECOND HAND DEALER'S (MOTOR VEHICLES) LICENCE: KENNETH BLAIR, 24 CORSEHILL CRESCENT, COYLTON

3. There was submitted a report dated 14 August 2001 (circulated) by the Director of Community Services on an application for the grant of a Second Hand Dealer's (Motor Vehicles) Licence.

There was also submitted a letter of objection from Strathclyde Police dated 3 August 2001 and a letter of representation from East Ayrshire Council's Trading Standards Service dated 8 August 2001 (both circulated).

It was noted that the applicant was not present or represented.

It was agreed to proceed to a Hearing in the applicant's absence.

The Panel heard Superintendent Alistair McKie representing Strathclyde Police in explanation of the Police objections, who spoke to the matters raised, in accordance with the agreed Hearing Procedures.

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

The Police representatives were re-admitted along with the Press and public.

3.1 Decision

It was agreed to refuse the application on the grounds that the applicant was not a fit and proper person to be the holder of a licence.

Councillor Weir entered the meeting following submission of objections and took no part in the discussion or decision.

The meeting terminated at 0912 hours.

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