

**EAST AYRSHIRE COUNCIL**

**LICENSING SUB-COMMITTEE OF THE COMMUNITY SERVICES  
COMMITTEE – 6 SEPTEMBER 2000**

**CONSIDERATION OF SUSPENSION OF TAXI DRIVER'S LICENCE NO  
EA/TD 68 – RICHARD MCAUGHTRIE**

**Report by Director of Community Services**

**1. PURPOSE OF REPORT**

- 1.1 To invite the Sub-Committee to consider suspension of Taxi Driver's Licence Number EA/TD 68.

**2. BACKGROUND**

- 2.1 Richard McAughtrie has been licensed to drive a taxi since 2 September 1996. His current licence was renewed by East Ayrshire Council, no objections having been received, and will expire on 1 September 2002.
- 2.2 At the meeting of the Sub-Committee on 8 August 2000 it was agreed to continue consideration of the suspension of Taxi Driver's Licence number EA/TD 68 in order that the Licensee and/or his representative might be invited to attend a Hearing on the application.
- 2.3 A copy of the report by the Director of Community Services dated 14 July 2000 is attached at Appendix 1 to this report.
- 2.4 No communication has been received from the Licensee.
- 2.5 Strathclyde Police have intimated that, as they have no involvement in this matter, they will not attend the Hearing.

**3. DISCUSSION**

- 3.1 The Sub-Committee are invited to consider the contents of the report and determine whether or not to suspend Taxi Driver's Licence number EA/TD 68.

**4. FINANCIAL IMPLICATIONS**

- 4.1 Nil.

**5. LEGAL AUTHORITY/IMPLICATIONS**

- 5.1 In terms of Schedule 1 Paragraph 11 of the Civic Government (Scotland) Act 1982 a Licensing Authority may, in accordance with the

provisions of that paragraph, order the suspension of a licence if in their opinion a condition of the licence has been contravened or the holder of the licence is not or is no longer a fit and proper person to hold the licence.

- 5.2 In terms of Schedule 1, Paragraph 11(7) a Licensing Authority in considering whether or not to suspend a licence may, but before deciding to do so shall give the holder of the licence, any person who has made a relevant complaint and the Chief Constable an opportunity to be heard by the Licensing Authority.

## **6. POLICY IMPLICATIONS**

- 6.1 Nil.

## **7. CONCLUSIONS**

- 7.1 The Licensing Authority may consider the report by the Director of Community Services dated 14 July 2000 and information provided during the course of the Hearing, in reaching a decision.

## **8. RECOMMENDATION**

- 8.1 It is recommended that the Sub-Committee consider the Suspension of the Taxi Driver's Licence No EA/TD 68 by way of a Hearing.

William Stafford  
**Director of Community Services**

WS/GS/LAF

22 August 2000

### **LIST OF BACKGROUND PAPERS**

1. Licensing file No EA/TD 68.

Any person wishing to inspect the background papers listed above should telephone 01563 576111 and ask for Mr John Crawford, Head of Protective Services or e-mail on [john.crawford@east-ayrshire.gov.uk](mailto:john.crawford@east-ayrshire.gov.uk).

**AGENDA**