

APPENDIX I

EAST AYRSHIRE COUNCIL

**LICENSING SUB-COMMITTEE OF THE COMMUNITY SERVICES
COMMITTEE**

**MINUTES OF MEETING HELD ON THURSDAY 17 OCTOBER 1996 AT 1000
HOURS IN THE MEETING ROOM, COUNCIL HEADQUARTERS, LONDON ROAD,
KILMARNOCK**

PRESENT: Councillors Bob Beattie, Jane Darnbrough and Robert Taylor.

ATTENDING: John Crawford, Head of Protective Services; Irene Townson, Principal Solicitor; Alison Smith, Principal Officer (Registration and Licensing); and Julie Armstrong, Senior Administrative Officer.

CHAIR: Councillor Bob Beattie, Chair.

APOLOGIES: Councillors Gordon McCredie and Tommy Farrell.

**APPLICATION FOR RENEWAL OF PRIVATE HIRE CAR DRIVER'S LICENCE -
MR J DYKES, 17 LOUDOUN ROAD, NEWMILNS (Item 4.2, Page 1159)**

1. It was noted that following the hearing on the above application, held at the previous meeting of the Sub-Committee on 29 August 1996, Mr Dykes had withdrawn his application.

**HEARING IN RESPECT OF PRIVATE HIRE CAR LICENCE NO. PHC203 -
DAVID AGNEW, 11 LAMBFAR GARDENS, AUCHINLECK**

2. There was re-submitted a report dated 21 August 1996 (circulated) by the Director of Community Services in respect of licensed Private Hire Car Operator, Mr David Agnew, 11 Lambfair Gardens, Auchinleck. The Head of Protective Services reported the details of a letter dated 16 October 1996 which had been received from Mr Agnew's agent.

It was also reported that in accordance with the decision of the Sub-Committee at their meeting on 29 August 1996, the applicant had been invited to appear, or to be represented, in order to speak in explanation of the breach of licence conditions.

The Sub-Committee heard Mr Agnew in explanation of the matter and the Sub-Committee Members asked questions.

The applicant then left the meeting.

2.1 EXCLUSION OF PRESS AND PUBLIC

The Sub-Committee 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.

2.2 CONSIDERATION OF ITEM

The Sub-Committee then deliberated in private.

2.3 RE-ADMISSION OF PRESS AND PUBLIC

After discussion, the applicant, press and public were re-admitted.

2.4 DECISION

It was agreed:-

- (i) that Mr Agnew's licence be suspended until such time as he obtained a suitable vehicle with a current Certificate of Compliance; and
- (ii) that Mr Agnew supply a list of drivers who would be driving the licensed vehicle or apply himself for an appropriate licence in order that he might drive the car.

EXCLUSION OF PRESS AND PUBLIC

- 3. It was agreed under the previous Section and Paragraph to exclude the press and public.

CONSIDERATION OF APPLICATIONS

- 4.1 **APPLICATION FOR RENEWAL OF PRIVATE HIRE CAR LICENCES - ALISON GIBSON, 1 DALVENNAN AVENUE, PATNA** - There was submitted a report dated 7 October 1996 (circulated) by the Director of Community Services in respect of applications for the renewal of two Private Hire Car Licences.

Having considered a letter of representation dated 16 October 1996 (circulated) by Strathclyde Police, it was agreed to continue consideration of this matter to a future meeting which would take the form of a Hearing to which the applicant and Strathclyde Police would be invited to appear, or to be represented, and to speak to the matters raised.

- 4.2 **APPLICATION FOR RENEWAL OF A TAXI DRIVER'S LICENCE - JOHN ORR, 47 CAMPBELL COURT, CUMNOCK** - There was submitted a report dated 7 October 1996 (circulated) by the Director of Community Services regarding an application for the renewal of a Taxi Driver's Licence.

Having considered a letter of objection dated 19 August 1996 by Strathclyde Police, and a letter dated 11 October 1996 from the applicant's Solicitors (both circulated), it was agreed to continue consideration of this matter to a future meeting which would take the form of a Hearing to which the applicant and Strathclyde Police would be invited to appear, or to be represented, and to speak to the matters raised.

The meeting terminated at 1043 hours.